

EXHIBIT K

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1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE SOUTHERN DISTRICT OF NEW YORK

3 -----x

4 EASTERN PROFIT CORPORATION LIMITED,

5 Plaintiff/Counterclaim Defendant, Case No.

6 -against- 18-cv-2185

7 STRATEGIC VISION US, LLC, (JGK)

8 Defendant/Counterclaim plaintiff.

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13 Karin MAISTRELLO

14 NEW YORK, NEW YORK

15 AUGUST 23, 2019

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22 REPORTED BY: KATHLEEN T. KEILTY
C.S.R. NO. 000755

23 FILE NO.: AD0867C

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IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK		August 23, 2019 INDEX	
-----x		WITNESS KARIN MAISTRELLO Examination by Mr. Greim	
EASTERN PROFIT CORPORATION LIMITED, Plaintiff/Counterclaim Defendant, Case No. -against- 18-cv-2185		PAGE 8	
STRATEGIC VISION US, LLC, (JGK) Defendant/Counterclaim Plaintiff.		EXHIBITS	
-----x		PLAINTIFF'S DESCRIPTION PAGE	
10 August 23, 2019 11 11:46 a.m.		1 Resignation email 44	
12		2 PDF attachment to Maistrello 13 Exhibit 1 44	
14 Deposition of NON-PARTY WITNESS KARIN 15 MAISTRELLO, taken pursuant to Subpoena, dated July 16 24, 2019, by Attorneys for Defendant/Counterclaim 17 Plaintiff, held at the Offices of Bryan Cave Leighton 18 Paisner, 1290 Avenue of the Americas, New York, New 19 York 10104, before Kathleen T. Keilty, a Certified 20 Shorthand Reporter and Notary Public within and for 21 the State of New York.		3 Subpoena issued to ACA Capital 14 Group Limited 55	
22		4 Subpoena issued to Karin Maistrello 55	
23		5 "Notice of Change of Company 19 Secretary and Director 18 (Appointment/Cessation)," Bates Nos. 42-44 79	
24		6 Document printed off the Hong 19 Kong Corporate Registry database 21 through the ICRIS Cyber Search Centre 88	
25		7 Two-page document titled "Limited Power of Attorney," Eastern 276-77 89	
Page 2		Page 4	
1 APPEARANCES:		1 August 23, 2019	
2 ZEICHNER ELLMAN & KRAUSE, LLP 3 Attorneys for Plaintiff/Counterclaim Defendant 4 35 Mason Street. 5 Greenwich, Connecticut 06830		2 INDEX 3 (Continued)	
6 BY: ZACHARY B. GRENDI, ESQ. 7 zgrendi@zeklaw.com. 8 203.489.1233		4 PRODUCTION REQUESTS	
9 GRAVES GARRETT LLC 10 Attorneys for Defendant/Counterclaim Plaintiff 11 1100 Main Street, Suite 2700 12 Kansas City, Missouri 64105		5 NUMBER DESCRIPTION PAGE LINE	
13 BY: EDWARD D. GREIM, ESQ. 14 edgreim@gravesgarrett.com 15 816.256.3181		6 1. Email accepting 7 Ms. Maistrello's resignation 45 15	
16 HODGSON RUSS LLP 17 Attorneys for the Deponent 18 605 Third Avenue 19 New York, New York 10158		8 2. Electronic versions of email 46 11 9 and responses with regard to 10 Ms. Maistrello's resignation 11 from ACA	
20 BY: ERIN N. TESKE, ESQ. 21 eteske@hodgsonruss.com 22 646.218.7517		12 DIRECTIONS	
23 ALSO PRESENT: 24 Yvette Wang Golden Spring NY Ltd. 25 Michael Bennett Legal Videographer		13 NUMBER QUESTION PAGE LINE	
		14 1. Did you come here thinking 15 you were going to work for 16 Golden Spring or did you 17 move here and then find 18 Golden Spring as a place to 19 work? 20 2. Any entities other than ACA? 12 21 21 3. What did Mr. Podhaskie tell 22 you was going on with ACA? 23 4. What did Mr. Podhaskie tell 24 you was going on with ACA? 25 5. Without getting into any legal advice, did Mr. Podhaskie tell you that he had spoken with William Je?	
Page 3		Page 5	

Karin Maistrello
August 22, 2019

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<p>1 August 23, 2019 2 DIRECTIONS 3 (Continued)</p> <p>4 NUMBER QUESTION PAGE LINE</p> <p>5 6. At the end of the 65 15 6 conversation, did you tell 7 Mr. Podhaskie that you were 8 going to resign as an ACA 9 director?</p> <p>10 7. So my question to you is, 67 7 9 did you initiate that 8 conversation or did 7 Mr. Podhaskie?</p> <p>11 8. So in the conversation where 68 21 10 Daniel said something was going 11 on with ACA, did you come -- 12 did you start that conversation 13 with Podhaskie and come to ask 14 him a question or did Podhaskie 15 come to you?</p> <p>16 9. Did he give you advice in 76 2 15 this discussion?</p> <p>17 10. And I'm not going to ask 78 2 16 about legal advice right 17 now. I'm just going to say, 18 during the conversation, did 19 Mr. Podhaskie advise you to 20 do anything? Yes or no.</p> <p>21 11. Did you take any actions as 78 16 20 a result of your discussion 22 with Mr. Podhaskie?</p> <p>23 12. Was the topic of your 98 5 22 discussion with Mr. Podhaskie 24 the problems that were 25 happening with ACA?</p>	<p>1 counsel to please identify themselves. 11:48 2 MR. GREIM: Eddie Greim taking the 3 deposition, from Graves Garrett LLC, 4 representing Plaintiff Strategic Vision. 5 MS. TESKE: Good morning. Erin 6 Teske, on behalf of the deponent, from 7 Hodgson Russ. 8 MR. GRENDI: I'm Zach Grendi of 9 Zeichner Ellman & Krause for Plaintiff 10 Eastern Profit. 11 THE VIDEOGRAPHER: Thank you all 12 very much. 13 Will the reporter please swear in 14 the witness. 15 WHEREUPON, 11:48 16 KARIN MAISTRELLO, 17 having been first duly sworn/affirmed 18 by a Notary Public within and for the 19 State of New York (Kathleen T. Keilty), 20 is examined and testifies as follows: 21 THE WITNESS: I swear. 22 EXAMINATION 23 BY MR. GREIM: 24 Q. Good morning, Ms. Maistrello. 25 A. Good morning.</p>
<p>Page 6</p> <p>1 THE VIDEOGRAPHER: My name is 11:46 2 Michael Bennett. I am your videographer 3 and I represent Atkinson-Baker, Inc. of 4 Glendale, California. I am a Notary 5 Public in and for the State of New York. 6 I am not financially interested in this 7 action nor am I a relative or employee of 8 any attorney of any of the parties. 9 The date is August 23rd, 2019. 10 The time is approximately 11:46 a.m. 11 This deposition is taking place at the 12 offices of Bryan Cave Leighton Paisner 13 LLP, located at 1290 Avenue of the 14 Americas, in New York, New York. This is 15 Case No. 18-cv-2185, entitled Eastern 11:47 16 Profit Corporation Limited, plaintiff and 17 counterclaim defendant, versus Strategic 18 Vision US, LLC, defendant and 19 counterclaim plaintiff. The deponent is 20 Karin Maistrello. This deposition is 21 being taken on behalf of 22 defendant/counterclaim plaintiff 23 Strategic Vision US, LLC. Your court 24 reporter is Kathleen Keilty with 25 Atkinson-Baker, Inc., and I would ask</p>	<p>1 Q. Have you been deposed before? 11:48 2 A. No. First time. 3 Q. Okay. I'll ask you a series of 4 questions about the case. I would just ask that you 5 answer clearly. You know that you can't nod your 6 head. You'll want to speak clearly so it's in the 7 transcript. Do you understand that? 8 A. Yes, I do. 9 Q. All right. And if my question is 10 unclear for any reason or you don't understand it, 11 please just let me know and I'll rephrase it or we'll 12 work it out. Okay? 13 A. Okay. 14 Q. Could you please state your current 15 residential address. 11:49 16 A. My address is 15-17 Gifford Avenue, 17 Jersey City, New Jersey 07304. 18 Q. What is your age? 19 A. Twenty-nine. 20 Q. And I understand you're an Italian 21 citizen? 22 A. I am. 23 Q. In the US on a visa of some kind? 24 A. Correct. 25 MR. GREIM: Object to the form and</p>

Page 7

Page 9

3 (Pages 6 to 9)

Karin Maistrello
August 23, 2019

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<p>1 to relevancy. 11:49</p> <p>2 Q. Tell us about, if you could -- I'm just</p> <p>3 going to ask you some background questions. I take</p> <p>4 it you've got some sort of educational training.</p> <p>5 Could you just walk us through your, you know, post</p> <p>6 high school training that you've had.</p> <p>7 A. I started at university. I studied in</p> <p>8 Rome for three years, interpreting and translation.</p> <p>9 After that, I moved to China. I</p> <p>10 attended Nankai University. I got my first Master's</p> <p>11 Degree in Chinese literature and my second Master's</p> <p>12 Degree in linguistics and applied linguistics.</p> <p>13 Q. Okay. What about after that? Anything</p> <p>14 else?</p> <p>15 A. As far as studying? 11:50</p> <p>16 Q. Yes.</p> <p>17 A. Nothing else.</p> <p>18 Q. Okay. What was your -- so it sounds</p> <p>19 you like your last educational degree was from Nankai</p> <p>20 University?</p> <p>21 A. That is correct.</p> <p>22 Q. Let's just say starting with from that</p> <p>23 point forward, could you just tell us your employment</p> <p>24 history.</p> <p>25 A. After moving to the States, I was</p>	<p>1 A. Italian, German, French, English, 11:51</p> <p>2 Hungarian, Chinese.</p> <p>3 Q. Okay. Now, let's see, you said that</p> <p>4 you've been working for Golden Spring since</p> <p>5 February 2018?</p> <p>6 A. That's correct.</p> <p>7 Q. During that time, have you had any</p> <p>8 other jobs?</p> <p>9 A. No.</p> <p>10 Q. Have you been the director or officer</p> <p>11 of any other entity?</p> <p>12 A. Can I ask you to rephrase?</p> <p>13 Q. Sure.</p> <p>14 Since February of 2018, let's say from</p> <p>15 then to today, have you been a director or officer of 11:52</p> <p>16 any other entity?</p> <p>17 MS. TESKE: Object to the form.</p> <p>18 You can answer.</p> <p>19 A. I was director of ACA from January 1st</p> <p>20 to July 26th of 2019.</p> <p>21 Q. Any entities other than ACA?</p> <p>22 MS. TESKE: Object and direct the</p> <p>23 witness not to answer.</p> <p>24 MR. GREIM: All right.</p> <p>25 Q. What were your duties as a director of</p>
Page 10	Page 12

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Page 11

Page 13

4 (Pages 10 to 13)

Karin Maistrello
August 23, 2019

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<p>1 him several times. 11:54</p> <p>2 Q. You met him several times before he</p> <p>3 offered the directorship to you?</p> <p>4 A. That's correct.</p> <p>5 Q. Now, when you said Mrs. Wang or</p> <p>6 Ms. Wang, are you referring to Yvette Wang?</p> <p>7 A. Yes, I'm referring to her.</p> <p>8 Q. The person sitting at this table?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. When did Ms. Wang introduce you</p> <p>11 to Mr. Je?</p> <p>12 A. I don't remember.</p> <p>13 Q. Let me ask you this way. If you became</p> <p>14 a director on January 1, 2019, how long before that</p> <p>15 had you been introduced to Mr. Je by Ms. Wang? 11:55</p> <p>16 A. I would say several months.</p> <p>17 Q. Maybe here's another way to look at it.</p> <p>18 You came to the US or I guess you started with Golden</p> <p>19 Spring in February of 2018. How long after that time</p> <p>20 did Ms. Wang introduce you to Mr. Je?</p> <p>21 MS. TESKE: I object. Asked and</p> <p>22 answered.</p> <p>23 If you have a different answer go</p> <p>24 ahead and provide it.</p> <p>25 A. I really don't remember.</p>	<p>1 (Whereupon, the record is read.) 11:57</p> <p>2 MS. TESKE: Yeah, you can call the</p> <p>3 judge.</p> <p>4 MR. GREIM: All right. Let's go</p> <p>5 off the record for a second:</p> <p>6 THE VIDEOGRAPHER: We are off the</p> <p>7 record, 11:56 a.m.</p> <p>8 (Whereupon, there is a discussion off</p> <p>9 the record.)</p> <p>10 Whereupon, the following teleconference</p> <p>11 is held with the Hon. Debra Freeman:)</p> <p>12 MR. GREIM: So, your Honor, this</p> <p>13 is the issue. We have just really begun.</p> <p>14 I am laying the foundation of</p> <p>15 Ms. Maistrello coming on to ACA as a 12:02</p> <p>16 director. I've asked her if somebody</p> <p>17 invited her on. It was William Je. I've</p> <p>18 asked her who introduced her to William</p> <p>19 Je, it was Ms. Yvette Wang, and my</p> <p>20 question was, you know, who introduced</p> <p>21 you to Evette Wang or I think it was how</p> <p>22 did you meet Evette Wang and we got an</p> <p>23 instruction not to answer that question.</p> <p>24 And, your Honor, I'm just trying to lay</p> <p>25 the ground work.</p>
Page 14	Page 16
<p>1 Q. How is it that you came to meet 11:55</p> <p>2 Mrs. Wang?</p> <p>3 MS. TESKE: Object and direct the</p> <p>4 witness not to answer.</p> <p>5 MR. GREIM: On what basis?</p> <p>6 MS. TESKE: Judge Freeman was very</p> <p>7 specific about the lines of inquiry that</p> <p>8 you were entitled to pursue in this</p> <p>9 deposition, and this is way outside the</p> <p>10 bounds and I've given you lots of room.</p> <p>11 MR. GREIM: Okay. I'm afraid -- I</p> <p>12 hate to do this too early, but these are</p> <p>13 just foundational questions to a witness</p> <p>14 being able to explain things about ACA,</p> <p>15 about ACA's relationship to Eastern 11:56</p> <p>16 Profit. We know that Ms. Wang is serving</p> <p>17 as attorney in fact for Eastern Profit.</p> <p>18 If we can't ask this, I don't know -- I</p> <p>19 don't know really we can ask any</p> <p>20 questions. So I'm afraid we're going to</p> <p>21 have to dial up on this question.</p> <p>22 MS. TESKE: Can you repeat the</p> <p>23 question?</p> <p>24 MR. GREIM: I'll just ask the</p> <p>25 reporter to read back the question.</p>	<p>1 Remember, Yvette Wang is the 12:02</p> <p>2 Golden Spring person who is a -- the</p> <p>3 attorney in fact for Eastern Profit, and</p> <p>4 so I want to know how it is that</p> <p>5 Eastern -- an Eastern Profit person has</p> <p>6 introduced a director of ACA to ACA.</p> <p>7 MS. TESKE: Your Honor, this is</p> <p>8 Erin Teske. Good afternoon. I apologize</p> <p>9 for the call. We spoke for about -- I</p> <p>10 think for about 90 minutes of our</p> <p>11 conversation yesterday was about Karin</p> <p>12 Maistrello and the deposition and the</p> <p>13 scope of the documents and testimony</p> <p>14 requests that were in the subpoena to</p> <p>15 Ms. Maistrello, and at the end of that 12:03</p> <p>16 conversation you gave -- your Honor gave</p> <p>17 very explicit instructions that the two</p> <p>18 lines of inquiry that were permitted --</p> <p>19 to be permitted at this deposition were</p> <p>20 the loan from ACA to Eastern Profit and</p> <p>21 the relationship between ACA and Eastern</p> <p>22 Profit. And I've allowed Mr. Greim to</p> <p>23 ask a bunch of background questions about</p> <p>24 Ms. Maistrello, including, you know, from</p> <p>25 whom she accepted her position at ACA and</p>

Page 15

Page 17

5 (Pages 14 to 17)

Karin Maistrello
August 23, 2019

Atkinson-Baker, Inc.

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<p>1 how she met him. But her personal 2 relationship to Ms. Wang is completely 3 irrelevant to anything having to do with 4 this case, and Mr. Greim is on a fishing 5 expedition to learn whatever he can about 6 the associates of Mr. Guo and it is very 7 apparent.</p> <p>8 MR. GREIM: Your Honor, I mean, 9 I -- first of all, I don't think there is 10 a -- I see Ms. Wang is in here -- I don't 11 think there is a personal relationship, 12 but I'm trying to -- I mean, I'll have 13 other questions about, you know, who she 14 spoke with while she was at ACA. I'll 15 want to lay the foundation for her 16 knowledge of what's going on with ACA, 17 that's not one of the topics, but I have 18 to do that to get to the two and then the 19 third disputed topic that I wrote the 20 letter on yesterday. So I'm sorry --</p> <p>21 MS. TESKE: And that's fine. I 22 don't object to questions that have to 23 with what Ms. Maistrello did in her role 24 at ACA. But her relationship to Ms. Wang 25 has nothing to do with that.</p>	12:03	<p>1 direct questions about the relationship 2 with Eastern Profit besides, you know, 3 whether you know Ms. Wang from some other 4 aspect of life?</p> <p>5 MR. GREIM: Well, but, your Honor, 6 I don't think it is from some other 7 aspect of life. I haven't even been able 8 to -- I don't think they are friends from 9 the gym. I mean, I think that -- I mean, 10 first of all, Mrs. Wang is the CEO of 11 Golden Spring where Ms. Maistrello was 12 working. She is also the person who 13 acted for Eastern Profit, and if we can't 14 establish that Eastern Profit is making 15 recommendations for the directors of ACA, 16 which is I think what we're about to 17 get --</p> <p>18 THE COURT: What was the exact 19 question that was asked that was objected 20 to?</p> <p>21 MR. GREIM: Here, I think we 22 better stop for a second. We'll give the 23 reporter a pause and I'll see if I can 24 read it to you.</p> <p>25 THE COURT: Maybe the reporter can</p>	12:05
<p>1 MR. GREIM: Your Honor, Ms. Wang 2 is the one who introduced her to ACA. 3 4 MS. TESKE: That is so far removed 5 from what is relevant to what she did for 6 ACA and the loan between ACA and Eastern 7 Profit and the relationship between ACA 8 and Eastern Profit.</p> <p>9 THE COURT: I'm sorry, the reason 10 it matters who introduced her to ACA is 11 what?</p> <p>12 MR. GREIM: Because, your Honor, 13 the person -- we just learned the person 14 who introduced her to ACA is Yvette Wang. 15 She is the person who is alleged to have 16 been acting for Eastern Profit for most 17 of this case. So the relationship to ACA 18 and Eastern Profit is directly implicated 19 here. I mean --</p> <p>20 THE COURT: Then why don't you 21 start asking about the relationship 22 between ACA and Eastern Profit?</p> <p>23 MR. GREIM: But, your Honor, this 24 is the first question I would ask. I 25 mean, remember, Eastern Profit only --</p> <p>THE COURT: Aren't there more</p>	12:04	<p>1 read it back. 2 3 MR. GREIM: Yeah, can you do that. 4 (Whereupon, the record is read.) 5 THE COURT: All right. 6 7 MS. TESKE: Again, I have no -- 8 THE COURT: Look. Look, I have 9 another call coming in. I'm going to say 10 this. An instruction not to answer is 11 inappropriate unless it is either to 12 protect a privilege or to enforce an 13 order of the court. I did issue a ruling 14 that there were appropriate subjects into 15 which I would allow inquiry. My ruling 16 was not meant to be -- oh, hold on one 17 moment 'cause I need to tell the other 18 people what to do. 19 20 My ruling was not meant to be so 21 limiting that questions that I'll call 22 background function questions or general 23 connection questions can't be asked. If 24 this is the person through whom the ties 25 between ACA and Eastern Profit are, then 26 an understanding of what that 27 relationship is between people 28 (construction noise) the relationship</p>	12:06

Page 19

Page 21

6 (Pages 18 to 21)

Karin Maistrello
August 23, 2019

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1	between (construction noise) can be	12:07	1	not clearly explained, and if he had	12:10
2	fleshed out. I'll allow -- I'm going to		2	moved money to this company, somebody	
3	allow that question to be answered, but		3	would have noticed and if somebody would	
4	I'm also going to caution Mr. Greim that		4	have noticed, then he probably wouldn't	
5	if this is -- this is not intended, as I		5	have been doing that, and it's a very	
6	said the other day on the phone, to be,		6	fudgy thing.	
7	you know, whatever the situation or		7	The only thing that I saw in there	
8	whatever questions come into my head that		8	that I thought was an interesting point	
9	I think would be a good thing to know		9	was that there had been an agreement	
10	gets answered because not every question		10	between the parties not to use Hong Kong	
11	that comes into your head where you might		11	banks or Chinese banks based in Hong Kong	
12	to know that because you think it's		12	or something, I'm trying to remember -- I	
13	curious and interesting and is going to		13	also don't have the letter in front of	
14	be tied to. Just keep it focused on the	12:08	14	me -- as part of the contract because of	
15	relationship between these entities and		15	presumably some concerns about that, but	12:11
16	about this loan in question, as I		16	I'm not sure exactly what that translates	
17	directed the other day.		17	to, you know, what -- you know, why that	
18	I'm going to be pretty tied up		18	would mean that if ACA was helping	
19	this afternoon with a settlement		19	Mr. Guo move money in and around Hong	
20	conference, so it's going to be difficult		20	Kong banks or Chinese controlled banks,	
21	for me to field calls from you constantly		21	why one thing would lead you to think	
22	as you go. Both of you use some, you		22	something of the other. It's still	
23	know, reasonable judgment in formulating		23	pretty strained to me, but --	
24	questions and objecting to questions in		24	MS. TESKE: We will respond to	
25	terms of (construction noise) the other		25	that, and in fact Strategic accepted that	
Page 22			Page 24		
1	day because if it's not relevant, that's	12:09	1	money from Hong Kong before the contract	12:11
2	generally something you can raise later		2	was even signed.	
3	on. You don't have to -- object at the		3	MR. GREIM: Well --	
4	time, object to the form of the question,		4	MS. TESKE: But this is actually	
5	instruct if it's privileged or if you are		5	irrelevant. We will respond and that	
6	really clear in your own mind that it		6	will be in our letter, but this is	
7	goes outside of my ruling.		7	actually, I don't think, necessarily	
8	I also -- so I'm going to allow		8	relevant for today, 'cause despite that I	
9	the question and I'm going to do it with		9	was going to go ahead -- and this will be	
10	a caution to try to keep things focused		10	more of an issue with respect to the	
11	on (inaudible).		11	testimony elicited, if any, from Mr. Guo,	
12	With respect to the letter that I		12	but I was going to go ahead and let	
13	got which I'm sure is still an open		13	Ms. Maistrello answer some questions	
14	question, still subject to dispute, I saw		14	about anything she knew about Mr. Guo's	
15	that there was no statement (construction	12:09	15	funds in ACA.	12:12
16	noise) are unable to move money in and		16	THE COURT: Okay. All right.	
17	out of Hong Kong because that		17	Maybe you will not need me further.	
18	(construction noise). I saw no clear		18	MR. GREIM: I hope not. Your	
19	indication that despite a lack of		19	Honor, I've got to flight to catch, so I	
20	statement by him that would be the case		20	don't want to fool around here.	
21	if he were in fact in default, and what I		21	THE COURT: So stay focused. Stay	
22	did see was a little bit of the		22	focused and try to be -- try to stay	
23	attenuated side, where you say well, this		23	focused on Eastern Profit, you know, the	
24	company would have been under close		24	payment to Strategic, you know, things	
25	scrutiny, why I'm not sure because it was		25	that are directly, you know, at issue in	
Page 23			Page 25		

7 (Pages 22 to 25)

Karin Maistrello
August 23, 2019

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<p>1 the defense that you're trying to raise 12:12</p> <p>2 here.</p> <p>3 MR. GREIM: And, your Honor, just 4 to be clear, we're going to ask about her 5 resignation as well, the thing that makes 6 ACA not reachable.</p> <p>7 MS. TESKE: And I have no 8 objection to this.</p> <p>9 MR. GREIM: Okay.</p> <p>10 THE COURT: All right, good.</p> <p>11 MR. GREIM: All right.</p> <p>12 THE COURT: Carry on, then.</p> <p>13 MR. GREIM: Thank you.</p> <p>14 MS. TESKE: Thank you.</p> <p>15 MR. GRENDI: Thank you, your 12:13 Honor.</p> <p>16 THE COURT: You're welcome.</p> <p>17 (Whereupon, the teleconference 18 with the Hon. Debra Freeman concludes.)</p> <p>19 THE VIDEOGRAPHER: We are back on 20 the record at 12:13 p.m.</p> <p>21 (Whereupon, the record is read as 22 follows:</p> <p>23 "Question: How is it that you came to 24 meet Mrs. Wang?")</p>	<p>1 Q. Tell me what you remember Mr. Je saying 12:16 to you about the offer.</p> <p>2 A. We didn't speak much. He just told me 3 that he was interested in some business in the US, 4 and he asked whether I wanted to join.</p> <p>5 Q. What did he say the business was?</p> <p>6 A. Fund investment.</p> <p>7 Q. Now did you have a background in fund 8 investment?</p> <p>9 A. I do not.</p> <p>10 Q. Did you have any questions for Mr. Je 11 about what this role would entail?</p> <p>12 A. No.</p> <p>13 Q. Why not?</p> <p>14 A. I trusted his judgment. 12:16</p> <p>15 Q. Why did you trust his judgment?</p> <p>16 MS. TESKE: Object to the form.</p> <p>17 You can answer. You can answer.</p> <p>18 A. I trust him, therefore, I trust his 19 judgment.</p> <p>20 Q. Okay. I guess let me rephrase it.</p> <p>21 What is it about him that made you 22 trust his judgement.</p> <p>23 MS. TESKE: Object to the form.</p> <p>24 You can answer.</p>
Page 26	Page 28

Page 27	Page 29
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<p>1 Q. So, like, for example, construction 12:18 2 projects, renovation projects, did he give you any 3 kind of detail what he meant by projects? 4 A. Again, no, he did not. 5 Q. Is ACA a hedge fund? 6 A. I do not know. 7 Q. Did Mr. Je tell you who you would be 8 reporting to, if anyone, as a director? 9 A. No, he didn't. 10 Q. Did he tell you who else was involved 11 with the company? 12 A. No, he did not. 13 Q. Did he tell you if there were any other 14 directors? 15 A. No, he did not. 12:19 16 Q. Did he tell you whether he was a 17 director? 18 A. No, he did not. 19 Q. Did you have any concerns about working 20 for ACA? 21 A. No. 22 MS. TESKE: Object to the form. 23 You can answer. 24 A. No. 25 Q. When was the first time you heard of </p>	<p>1 Q. Did he refer you to any attorney to 12:20 2 advise you on that question? 3 A. No. 4 Q. Okay. Let's talk about your time with 5 ACA. First of all, as director, did you have an 6 office somewhere? 7 A. No, I did not. 8 Q. Did ACA have an office in the United 9 States anywhere? 10 A. I do not know. 11 Q. Between the time of your appointment 12 and the time that you are saying that you resigned, 13 did you do any work as a director of ACA? 14 A. No, I didn't. 15 Q. Did you find any projects for Mr. Je? 12:21 16 A. No, I didn't. 17 Q. Did you try to find projects for 18 Mr. Je? 19 A. No, I didn't. 20 Q. Did Mr. Je ever ask you why you were 21 not finding projects? 22 A. No. 23 Q. Did you ever talk to Mr. Je about your 24 role with ACA after that conversation? 25 MR. GRENDI: Object to the form. </p>
Page 30	Page 32

Page 31	Page 33
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<p>1 A. No. 12:23</p> <p>2 Q. Well, do you know that you actually</p> <p>3 were appointed as a director?</p> <p>4 MS. TESKE: Object to the form of</p> <p>5 the question.</p> <p>6 You can answer.</p> <p>7 A. Yes.</p> <p>8 Q. How you do know?</p> <p>9 A. I might have answered wrongly the</p> <p>10 previous question. Can you rephrase the previous</p> <p>11 question, please, or reread it?</p> <p>12 Q. That's okay. I'll rephrase it.</p> <p>13 Did you ever -- I'll just ask you a new</p> <p>14 question, how about that?</p> <p>15 Did you ever sign anything accepting an 12:24</p> <p>16 appointment as a director?</p> <p>17 A. Yes, I did.</p> <p>18 Q. When did you do that?</p> <p>19 A. I don't remember.</p> <p>20 Q. Did you keep a copy of that document?</p> <p>21 A. I did not.</p> <p>22 Q. Do you know whether the thing that you</p> <p>23 signed was filed with any authority?</p> <p>24 MS. TESKE: Object to the form of</p> <p>25 the question.</p>	<p>1 Q. Now, when you say you remember being 12:25</p> <p>2 appointed on January 1, why do you remember that it</p> <p>3 was on that day --</p> <p>4 MS. TESKE: Objection.</p> <p>5 Q. That you were appointed?</p> <p>6 MS. TESKE: Object to the form of</p> <p>7 the question.</p> <p>8 You can answer the question.</p> <p>9 A. I remember the date, that's all.</p> <p>10 Q. Well, did something happen on</p> <p>11 January 1, 2019 that sticks in your memory?</p> <p>12 A. It's --</p> <p>13 MS. TESKE: Object to the form of</p> <p>14 the question.</p> <p>15 You can answer the question. 12:26</p> <p>16 A. It's the first day of the year, so</p> <p>17 that's why I remember it, probably.</p> <p>18 Q. Did someone tell you that that was</p> <p>19 going to be the effective date of your appointment?</p> <p>20 A. I don't remember.</p> <p>21 Q. Did the form that you signed say that</p> <p>22 was the effective date of your appointment?</p> <p>23 A. Yes.</p> <p>24 Q. When's the last time that you saw that</p> <p>25 form that you signed?</p>
Page 34	Page 36

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10 (Pages 34 to 37)

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<p>1 Q. Is it possible that you did? 12:28</p> <p>2 MS. TESKE: Object to the form.</p> <p>3 You can answer.</p> <p>4 A. I really don't remember.</p> <p>5 Q. And I ask that because I understand you</p> <p>6 are a notary, correct?</p> <p>7 A. That's correct.</p> <p>8 Q. I've seen documents that -- well, we've</p> <p>9 all seen documents that you've notarized, right?</p> <p>10 A. That's correct.</p> <p>11 Q. And so, my question is, did you do any</p> <p>12 of that notarization as one of your duties as a</p> <p>13 director of ACA?</p> <p>14 A. Again, I don't remember.</p> <p>15 Q. Did you ever review any sort of a 12:28</p> <p>16 booklet or a guide about what your duties and</p> <p>17 responsibilities would be as a director of ACA?</p> <p>18 A. No, I did not.</p> <p>19 Q. Did you ever acquaint yourself with the</p> <p>20 Hong Kong law that controls your duties and</p> <p>21 responsibilities as a director of ACA?</p> <p>22 MS. TESKE: Object to the form.</p> <p>23 MR. GRENDI: Object to the form.</p> <p>24 MS. TESKE: You can answer.</p> <p>25 A. I did not.</p>	<p>1 MS. TESKE: Object to the form. 12:30</p> <p>2 You can answer.</p> <p>3 A. I don't remember.</p> <p>4 Q. Was it in the last month?</p> <p>5 A. I really don't remember.</p> <p>6 Q. Well, we know you spoke with him about</p> <p>7 a month before January 1, 2019, correct?</p> <p>8 A. Yes.</p> <p>9 Q. Did you ever speak with him after that</p> <p>10 time?</p> <p>11 A. When you say speak, you mean over the</p> <p>12 phone or face-to-face?</p> <p>13 Q. Let's start with over the phone. Have</p> <p>14 you spoken with William Je over the phone since the</p> <p>15 meeting in which he gave you an offer? 12:31</p> <p>16 A. No, I have not.</p> <p>17 Q. Did you speak with him in person since</p> <p>18 the meeting where he gave you the offer?</p> <p>19 A. I did.</p> <p>20 Q. When was that?</p> <p>21 A. I don't remember.</p> <p>22 Q. Was it after you had become a director?</p> <p>23 A. Yes.</p> <p>24 Q. How long after you became a director?</p> <p>25 A. I don't remember.</p>
Page 38	Page 40

<p>1 Q. Did you know that Hong Kong law applied 12:29</p> <p>2 to your duties and responsibilities as a director of</p> <p>3 ACA?</p> <p>4 MS. TESKE: Object to the form.</p> <p>5 MR. GRENDI: Object to the form.</p> <p>6 MS. TESKE: You can answer it.</p> <p>7 A. I did not.</p> <p>8 Q. Have you ever seen any corporate</p> <p>9 records of ACA other than the document you remember</p> <p>10 signing appointing you as director?</p> <p>11 A. I have not.</p> <p>12 Q. Have you ever seen a financial</p> <p>13 statement of ACA?</p> <p>14 A. I have not.</p> <p>15 Q. Do you know whether you have a right to 12:30</p> <p>16 vote or that you had a right to vote as a director of</p> <p>17 ACA?</p> <p>18 MS. TESKE: Object to the form.</p> <p>19 MR. GRENDI: Object to the form.</p> <p>20 A. I don't know.</p> <p>21 Q. Did you ever cast a vote as a director</p> <p>22 of ACA?</p> <p>23 A. I did not.</p> <p>24 Q. When was the last time you spoke with</p> <p>25 William Je?</p>	<p>1 Q. I'm going to try to narrow this down a 12:31</p> <p>2 little bit. This is normal in a deposition, people</p> <p>3 don't remember time, and we'll try a little bit to</p> <p>4 jog your memory, but we'll do our best.</p> <p>5 So was the last time or let me ask you</p> <p>6 this. Was the next time you spoke with William Je</p> <p>7 when it was cold weather outside? Do you remember</p> <p>8 being cold?</p> <p>9 MS. TESKE: Object to the form.</p> <p>10 A. I don't remember.</p> <p>11 MS. TESKE: Sorry. You can</p> <p>12 answer.</p> <p>13 Q. Where was the meeting? You said you</p> <p>14 spoke with him in person. Where did you speak with</p> <p>15 him in person? 12:32</p> <p>16 A. It might have been at our office.</p> <p>17 Q. And this is at the Golden Spring</p> <p>18 office?</p> <p>19 A. Correct.</p> <p>20 Q. Okay. You said it might have been. If</p> <p>21 it wasn't there, where would it have been?</p> <p>22 MS. TESKE: Object to the form of</p> <p>23 the question.</p> <p>24 A. It was -- it was there, yes.</p> <p>25 Q. So what do you remember about that</p>
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Page 39

Page 41

11 (Pages 38 to 41)

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<p>1 discussion with Mr. Je?</p> <p>2 A. We didn't have any discussion. I met</p> <p>3 him. We said hi, we'd greet, how are you, that was</p> <p>4 it.</p> <p>5 Q. So there was no discussion about ACA.</p> <p>6 A. Not at all.</p> <p>7 Q. Okay. Let's go forward from there.</p> <p>8 When was the next time that you met Mr. Je in person?</p> <p>9 A. Again, I -- I don't remember.</p> <p>10 Q. Was there a next time?</p> <p>11 A. I probably met him a couple of times in</p> <p>12 2019, but I do not remember when.</p> <p>13 Q. Okay. When you met him, any of the</p> <p>14 times that you met him, did you discuss Eastern</p> <p>15 Profit?</p> <p>16 A. No.</p> <p>17 Q. Did you discuss this case?</p> <p>18 A. No.</p> <p>19 Q. Did you discuss Strategic Vision?</p> <p>20 A. No.</p> <p>21 Q. What did you discuss with him, if you</p> <p>22 can remember?</p> <p>23 MS. TESKE: Object to the form.</p> <p>24 You can answer.</p> <p>25 A. We -- again, we did not discuss</p>	12:32	<p>1 Q. Can I please see it?</p> <p>2 A. Absolutely.</p> <p>3 MS. TESKE: Can we take a short</p> <p>4 break, go off the record.</p> <p>5 MR. GREIM: Sure.</p> <p>6 THE VIDEOGRAPHER: We are off the</p> <p>7 record, 12:34 p.m.</p> <p>8 (Whereupon, a recess is taken.)</p> <p>9 (Whereupon, Maistrello Exhibit 1,</p> <p>10 resignation email, is marked for</p> <p>11 identification, as of this date.)</p> <p>12 (Whereupon, Maistrello Exhibit 2, PDF</p> <p>13 attachment to Maistrello Exhibit 1, is marked</p> <p>14 for identification, as of this date.)</p> <p>15 THE VIDEOGRAPHER: We are back on</p> <p>16 the record, 12:37 p.m.</p> <p>17 BY MR. GREIM:</p> <p>18 Q. Okay. Ms. Maistrello, what I've marked</p> <p>19 here are the documents you gave me, Plaintiff</p> <p>20 Exhibit 1 and Plaintiff Exhibit -- I'm sorry,</p> <p>21 Maistrello Exhibit 1 and Maistrello Exhibit 2.</p> <p>22 Is Exhibit 1 the email by which you</p> <p>23 testify you forwarded your resignation to William Je?</p> <p>24 A. Yes, it is.</p> <p>25 Q. And is Exhibit 2 the PDF attachment to</p>	12:35
Page 42	Page 44		

Page 43

Page 45

12 (Pages 42 to 45)

Karin Maistrello
 August 23, 2019

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<p>1 saying that I would like to resign, so he was 12:39</p> <p>2 definitely expecting it.</p> <p>3 Q. When did you write that email?</p> <p>4 A. On the same day, so July 26th.</p> <p>5 Q. Okay. At what time?</p> <p>6 A. I don't remember.</p> <p>7 Q. Do you have a copy of that email still?</p> <p>8 A. I do.</p> <p>9 Q. I would like to ask that you produce</p> <p>10 that.</p> <p>11 And I'll say it on the record now,</p> <p>12 we'll talk about it because this is really something</p> <p>13 for me and your counsel, but I would like, if I</p> <p>14 could, to have the electronic version of the emails</p> <p>15 and responses. 12:40</p> <p>16 MS. TESKE: Follow up with me, if</p> <p>17 you could. I'm taking notes, but just in</p> <p>18 case, just follow up with me in an email</p> <p>19 after.</p> <p>20 MR. GREIM: Very good.</p> <p>21 Q. So when you told Mr. Je, you would like</p> <p>22 to resign in the prior email that we don't have with</p> <p>23 us here today, what was his response?</p> <p>24 MS. TESKE: Object to the form.</p> <p>25 But you can answer.</p>	<p>1 highlighted in plaintiff Exhibit 1. Do you see that? 12:42</p> <p>2 A. I do.</p> <p>3 Q. Why is that?</p> <p>4 A. 'Cause when I did the search in my</p> <p>5 email everything that comes with that "William" gets</p> <p>6 highlighted.</p> <p>7 Q. When you did that search, how many</p> <p>8 emails with William Je did you find in your inbox?</p> <p>9 MS. TESKE: Object to the form.</p> <p>10 A. I don't know.</p> <p>11 Q. One or two or more than that?</p> <p>12 MS. TESKE: Object to the form.</p> <p>13 A. I really don't know.</p> <p>14 Q. Were they all listed together there</p> <p>15 when you ran your search? 12:42</p> <p>16 MS. TESKE: Object to the form.</p> <p>17 A. By typing William, all the emails with</p> <p>18 "William" come up but not necessarily this William.</p> <p>19 Q. Who drafted the resignation letter?</p> <p>20 A. William did.</p> <p>21 Q. Did he send this to you by email?</p> <p>22 A. He did.</p> <p>23 Q. Is that your signature? And I'm</p> <p>24 directing you now to Exhibit 2. Is that your</p> <p>25 signature on the line?</p>
<p style="text-align: center;">Page 46</p> <p>1 A. Okay. 12:41</p> <p>2 Q. Is that literally what the email said?</p> <p>3 A. I don't remember literally, but that</p> <p>4 was definitely the meaning.</p> <p>5 Q. Did he tell you that a new director</p> <p>6 would need to be appointed to fill your place?</p> <p>7 A. No.</p> <p>8 MS. TESKE: Object to the form.</p> <p>9 Q. Do you know whether a new director</p> <p>10 needs to be appointed to take your place?</p> <p>11 A. No, I don't.</p> <p>12 Q. Are you aware of any other directors or</p> <p>13 officers of ACA who are in the United States?</p> <p>14 A. No, I'm not.</p> <p>15 Q. How often does Mr. Je come to the</p> <p>16 United States? 12:41</p> <p>17 MS. TESKE: Object to the form.</p> <p>18 Answer if you know.</p> <p>19 A. I don't know.</p> <p>20 Q. Your testimony is that you've met him</p> <p>21 in person several times, though, in 2019?</p> <p>22 A. Yes.</p> <p>23 MS. TESKE: Object to the form,</p> <p>24 but go ahead.</p> <p>25 Q. I notice that the name William is</p>	<p style="text-align: center;">Page 48</p> <p>1 A. Yes, it is. 12:43</p> <p>2 Q. Did you review this document before you</p> <p>3 signed it?</p> <p>4 A. Yes, I did.</p> <p>5 Q. Did you make any changes to it?</p> <p>6 A. I did not.</p> <p>7 Q. Do you know whether Mr. Je took any</p> <p>8 steps, any further steps to make your resignation</p> <p>9 effective?</p> <p>10 MS. TESKE: Object to the form.</p> <p>11 You can answer.</p> <p>12 A. I don't know.</p> <p>13 Q. Do you know whether he filed this with</p> <p>14 the requisite authorities in Hong Kong?</p> <p>15 MS. TESKE: Object to the form. 12:44</p> <p>16 You can answer.</p> <p>17 A. I don't know.</p> <p>18 Q. Did -- have you asked Mr. Je if he has</p> <p>19 taken any steps with your resignation letter?</p> <p>20 A. I have not.</p> <p>21 Q. Do you know whether under either Hong</p> <p>22 Kong law or the bylaws and formation documents of the</p> <p>23 company you have effectively resigned --</p> <p>24 MS. TESKE: Object.</p> <p>25 Q. -- from ACA?</p>

Page 47

Page 49

13 (Pages 46 to 49)

Karin Maistrello
 August 23, 2019

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<p>1 MS. TESKE: Object to the form. 12:45</p> <p>2 A. I don't know.</p> <p>3 Q. Has anyone advised you that you have</p> <p>4 actually and effectively resigned as a director of</p> <p>5 ACA?</p> <p>6 MS. TESKE: Object to the form.</p> <p>7 And you can answer yes or no, but</p> <p>8 if that -- answer yes or no.</p> <p>9 A. No.</p> <p>10 Q. So do you know whether you are still a</p> <p>11 director of ACA?</p> <p>12 MS. TESKE: Object to the form.</p> <p>13 You can answer.</p> <p>14 A. Yes.</p> <p>15 Q. Okay, I see. And your belief is that 12:45</p> <p>16 you are no longer a director of ACA, correct?</p> <p>17 A. That's correct.</p> <p>18 Q. And what's the basis of that belief?</p> <p>19 MS. TESKE: Object to the form.</p> <p>20 You can answer.</p> <p>21 A. My resignation letter.</p> <p>22 Q. Has anyone told you that this</p> <p>23 resignation letter would be sufficient to resign as a</p> <p>24 director of ACA?</p> <p>25 A. Yes.</p>	<p>1 Yvette Wang? 12:47</p> <p>2 A. I did not.</p> <p>3 Q. Did you discuss any subpoena with</p> <p>4 Yvette Wang?</p> <p>5 A. I did not.</p> <p>6 Q. How often do you see Yvette Wang?</p> <p>7 MS. TESKE: Object to the form of</p> <p>8 the question. Object on relevancy</p> <p>9 grounds.</p> <p>10 You can answer.</p> <p>11 A. Every day.</p> <p>12 Q. How often do you email with Yvette</p> <p>13 Wang?</p> <p>14 MS. TESKE: Object to the form.</p> <p>15 Object as beyond the scope of Judge 12:48</p> <p>16 Freeman's directives.</p> <p>17 You can answer.</p> <p>18 A. I don't know.</p> <p>19 Q. Have you ever seen an organizational</p> <p>20 chart for ACA?</p> <p>21 A. I have not.</p> <p>22 Q. Do you know whether Yvette Wang or Guo</p> <p>23 Wengui have any role with ACA?</p> <p>24 A. I do not.</p> <p>25 Q. Have you ever discussed ACA Yvette</p>
Page 50	Page 52

Page 51

Page 53

14 (Pages 50 to 53)

Karin Maistrello
 August 23, 2019

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<p>1 A. I have not. 12:51</p> <p>2 Q. So sitting here today, you can't tell 12:51</p> <p>3 us anything about Eastern Profit; is that correct?</p> <p>4 A. That's correct.</p> <p>5 Q. You don't know what it does?</p> <p>6 A. I have no idea.</p> <p>7 Q. Did you realize that we're here in the 12:51</p> <p>8 case of Eastern Profit versus Strategic Vision?</p> <p>9 MS. TESKE: Object to the form.</p> <p>10 You can answer.</p> <p>11 A. Yes, I did.</p> <p>12 Q. So other than hearing that it's in the 12:51</p> <p>13 title of the case, you've never heard of Eastern</p> <p>14 Profit?</p> <p>15 A. I have not. 12:51</p> <p>16 Q. Have you ever heard of Strategic</p> <p>17 Vision?</p> <p>18 A. I have not.</p> <p>19 Q. And you understand it's in the title of</p> <p>20 the case that we're here under, correct?</p> <p>21 A. That's correct.</p> <p>22 Q. So you've never spoken to Yvette Wang</p> <p>23 about Strategic Vision?</p> <p>24 A. No, I have not.</p> <p>25 Q. You've never spoken to Yvette Wang</p>	<p>1 are a director? 12:54</p> <p>2 MS. TESKE: Object to the form.</p> <p>3 A. Can you please ask it again.</p> <p>4 Q. Is ACA Capital Group Limited the</p> <p>5 official name of the entity of which you are a</p> <p>6 director?</p> <p>7 MS. TESKE: Same objection.</p> <p>8 You can answer.</p> <p>9 A. I am not sure.</p> <p>10 Q. So you'll see the first two pages are a</p> <p>11 notice of subpoena.</p> <p>12 A. Mm-hmm.</p> <p>13 Q. If you turn to page 3, you'll see the</p> <p>14 subpoena itself. Do you see that?</p> <p>15 A. I do. 12:55</p> <p>16 MS. TESKE: Object to the form.</p> <p>17 You can answer.</p> <p>18 Q. And do you see about a quarter of the</p> <p>19 way down it says "To"?</p> <p>20 A. Yes.</p> <p>21 Q. Okay. And what does it say on that</p> <p>22 line, could you read that, please?</p> <p>23 A. "ACA Capital Group Limited to be served</p> <p>24 to its director, Karin Maistrello 17 Gifford</p> <p>25 Apartment 5F, Jersey City, New Jersey, 07304."</p>
Page 54	Page 55

Page 57

15 (Pages 54 to 57)

Karin Maistrello
August 23, 2019

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<p>1 whoa. 12:56</p> <p>2 MR. GRENDI: Object. Yes or no, yeah.</p> <p>3 Q. Yes or no. It's a yes or no answer.</p> <p>4 MS. TESKE: If you thought you</p> <p>5 were seeking legal advice, say yes. If</p> <p>6 not, you can say no.</p> <p>7 A. Then no.</p> <p>8 Q. All right. Then what did you discuss</p> <p>9 with him?</p> <p>10 A. I asked him what should I do with</p> <p>11 these.</p> <p>12 Q. And what did he say?</p> <p>13 MS. TESKE: No, no, no, no, no.</p> <p>14 MR. GRENDI: Yeah.</p> <p>15 MS. TESKE: That sounds like -- 12:57</p> <p>16 MR. GRENDI: Misunderstanding.</p> <p>17 MS. TESKE: No. That's sounds</p> <p>18 like a misunderstanding, so I'm going to</p> <p>19 direct the witness not to answer.</p> <p>20 MR. GREIM: Okay.</p> <p>21 Q. What did you do with these after you</p> <p>22 showed them to Mr. Podhaskie?</p> <p>23 A. Nothing.</p> <p>24 Q. I'm sorry. Did you give them to him or</p> <p>25 did you keep them?</p>	<p>1 You can answer. 12:58</p> <p>2 A. Yes. I believe so.</p> <p>3 Q. So do you recall receiving two</p> <p>4 subpoenas, one for you, Karin Maistrello and the</p> <p>5 other for ACA to be served on you?</p> <p>6 MS. TESKE: Object to the form.</p> <p>7 You can answer.</p> <p>8 A. Yes.</p> <p>9 Q. And when you said that you gave them to</p> <p>10 Mr. Podhaskie. Did you give him both subpoenas?</p> <p>11 A. Yes.</p> <p>12 Q. And you didn't keep a copy of either</p> <p>13 subpoena, correct?</p> <p>14 A. Correct.</p> <p>15 Q. Did you -- you'll see that on the back 12:59</p> <p>16 of the one that's addressed to you, this is</p> <p>17 Exhibit 4, if you look, there's an Exhibit A. Do you</p> <p>18 see it lists about eight different document items?</p> <p>19 A. Yes.</p> <p>20 Q. Did you take any steps to search for</p> <p>21 these documents?</p> <p>22 MS. TESKE: Object to the form.</p> <p>23 You can answer.</p> <p>24 A. No.</p> <p>25 Q. Let me ask you this. When was the</p>
Page 58	Page 60

16 (Pages 58 to 61)

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<p>1 Mr. Podhaskie is giving legal advice, 01:01 2 it's one thing. If Mr. Podhaskie is 3 telling her that a subpoena is coming, 4 that is entirely another thing. 5 Q. So I'm going to ask you -- 6 MS. TESKE: No. Well -- okay. 7 You -- 8 MR. GREIM: I'll make my record -- 9 MS. TESKE: That's fine. 10 MR. GREIM: -- and you can listen 11 and you can... 12 Q. So we'll take this in steps, okay? 13 MS. TESKE: Don't answer the 14 question. 15 Q. Did Mr. Podhaskie -- I'm going to ask 01:01 16 you about things that Podhaskie told you, not about 17 advice he gave you, okay? There's a difference. 18 What did Mr. Podhaskie tell you was 19 going on with ACA? 20 MS. TESKE: Object to the form of 21 the question. Direct the witness not to 22 answer. 23 I need -- if you can be really 24 specific in what you're asking. 25 MR. GREIM: Okay.</p>	<p>1 Q. Did Mr. Podhaskie ever give you advice 01:03 2 relating to ACA? 3 MS. TESKE: Object to the form. 4 You can answer. 5 A. No. 6 Q. What did Mr. Podhaskie tell you was 7 going on with ACA? 8 MS. TESKE: Object to the form. 9 Direct you not to answer. 10 I need to know more about the 11 context in which this communication 12 happened before she can answer that 13 question. 14 MR. GREIM: Okay. We'll keep 15 going. We'll see, we'll pick around the 01:03 16 edges here. 17 Q. Just go slowly, give your counsel a 18 chance to object if she wants to, okay? 19 Did Mr. Podhaskie -- when you spoke 20 with Mr. Podhaskie, was it over the phone or in 21 person? 22 MS. TESKE: You can answer. 23 A. In person. 24 Q. Where did the conversation take place? 25 MS. TESKE: You can answer.</p>
<p style="text-align: center;">Page 62</p> <p>1 MS. TESKE: And she can tell me 01:02 2 and I can decide whether or not that's an 3 attorney-client privileged communication. 4 MR. GREIM: We'll see. We'll find 5 a way. 6 Q. Let's be very careful here, okay. I 7 don't want you to waive any privilege. 8 When can was the discussion with 9 Mr. Podhaskie that you were starting to tell us 10 about? 11 A. I don't remember. 12 Q. Was it on July 26th? 13 A. I don't remember. 14 Q. Was it on July 25th? 15 A. I do not remember. 01:02 16 Q. Does Mr. Podhaskie -- did you 17 understand Mr. Podhaskie to be counsel to ACA? 18 MS. TESKE: Object to the form. 19 You can answer. 20 A. No. 21 Q. Did you ever ask Mr. Podhaskie for 22 legal advice relating to ACA? 23 MS. TESKE: Object to the form. 24 You can answer. 25 A. No.</p>	<p>1 A. At our office. 01:04 2 Q. What time of day was it? 3 A. I don't remember. 4 Q. Who else was present? 5 A. Just the two of us. 6 Q. Was Yvette Wang present? 7 A. She was not. 8 Q. Without getting into any legal 9 advice, did Mr. Podhaskie tell you that he had spoken 10 with William Je? 11 MS. TESKE: Object to the form of 12 the question and direct the witness not 13 to answer. 14 Q. Did Mr. Podhaskie -- okay. 15 Let me ask you this. At the end of 01:05 16 the conversation, did you tell Mr. Podhaskie that you 17 were going to resign as an ACA director? 18 MS. TESKE: Object to the form of 19 the question and direct the witness not 20 to answer. 21 MR. GREIM: The problem is that's 22 a yes or no answer. 23 MS. TESKE: But it's a yes or no 24 answer about what she told her company's 25 lawyer in a conversation where it was</p>

Page 63

Page 65

17 (Pages 62 to 65)

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<p>1 just the two of them about an issue in 01:05 2 which she may very well have been seeking 3 legal advice whether or not, you know, 4 she understands the scope of that or not, 5 and she's a Golden Spring employee who 6 went to the only attorney she knows, 7 Golden Spring's attorney, to talk about a 8 legal document and you want to inquire 9 about those conversations. And I just 10 can't give you a lot of leeway there.</p> <p>11 MR. GREIM: But the problem is, 01:06 12 though, that it's incumbent upon the 13 attorney -- not every lawyer-client 14 discussion is protected by the privilege, 15 and if she's coming to him as the ACA 16 director and he's not counsel for ACA --</p> <p>17 MS. TESKE: It doesn't matter.</p> <p>18 MR. GREIM: -- it's incumbent upon 01:07 19 him to say I'm counsel for Golden Spring. 20 But we don't need to do this on the 21 record. I understand your objection.</p> <p>22 Q. Let me ask you this. Did Mr. Podhaskie 23 initiate the conversation or did you?</p> <p>24 MS. TESKE: Object to the form.</p> <p>25 You can answer.</p>	<p>1 about a legal document? 01:07 2 MS. TESKE: She's already 3 testified that she did. She already 4 testified that she brought these 5 documents to him. I'm not going to allow 6 the witness to divulge infor- --</p> <p>7 MR. GREIM: That was the difficult 8 conversation. That's the question. 9 That's the key. That's when she handed 10 him the documents. This conversation 11 happened earlier, that's what I'm asking 12 about.</p> <p>13 Q. And so my --</p> <p>14 MS. TESKE: We don't --</p> <p>15 Q. My question is, in the conversation 01:08 16 where you said you heard from Daniel something was 17 going on with ACA -- let me ask you. That was not 18 the conversation where you gave him these documents, 19 was it?</p> <p>20 A. It was not.</p> <p>21 Q. So in the conversation where Daniel 22 said something was going on with ACA, did you come -- 23 did you start that conversation with Podhaskie and 24 come to ask him a question or did Podhaskie come to 25 you?</p>
<p style="text-align: center;">Page 66</p> <p>1 A. I'm not clear about what conversation 01:06 2 we're talking about.</p> <p>3 Q. Okay. You began to tell us a few 4 minutes ago that you heard from Daniel something was 5 going on with ACA. That's the conversation I'm 6 talking about.</p> <p>7 So my question to you is, did you 8 initiate that conversation or did Mr. Podhaskie?</p> <p>9 MS. TESKE: Okay. Object and 10 direct the witness not to answer, and I 11 don't know that if that specific 12 conversation was a follow-up on a 13 previous conversation that they had, and 14 I do not know enough to allow the 15 witness -- again, we are talking about a 01:07 16 Golden Spring's employee who went to the 17 only attorney she knows, her Golden 18 Spring's attorney, to talk about 19 something related to a legal case or a 20 legal document. I'm not going to allow 21 the witness --</p> <p>22 MR. GREIM: Actually, that was not 23 the witness's testimony, but I will ask 24 you that now.</p> <p>25 Q. Did you go to Mr. Podhaskie to ask him</p>	<p style="text-align: center;">Page 68</p> <p>1 MS. TESKE: Okay. Object. Direct 01:08 2 the witness not to answer.</p> <p>3 The only way I am going to get 4 comfortable with the witness answering 5 these questions is if I know more about 6 what those conversations entailed, and I 7 don't -- and that conversation can't 8 happen on the record.</p> <p>9 MR. GREIM: Okay.</p> <p>10 MS. TESKE: I need to step out 11 with the witness so I can understand the 12 full scope of what is going on so I 13 can --</p> <p>14 MR. GREIM: Okay. Let's go ahead. 15 Let's all refresh in our minds. You know 16 what? Actually we will come back to it. 17 We'll do that at the end with a bunch of 18 other stuff. Okay, let's put a place 19 mark on this and we'll come back to it.</p> <p>20 BY MR. GREIM:</p> <p>21 Q. But let me come back to my question, 22 though, because I don't -- I think you began to 23 answer it talking about this discussion, so now I'm 24 just going to ask you, why did you decide to resign 25 as a director of ACA on July 26th?</p>

Page 67

Page 69

18 (Pages 66 to 69)

Karin Maistrello
August 23, 2019

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<p>1 MS. TESKE: And I'm going to 01:09 2 caution you not to reveal any 3 communications that you had with 4 Mr. Podhaskie. 5 A. Can you repeat your question, please. 6 Q. Why did you decide to resign as an ACA 7 director on July 26th? 8 A. I did not want to get involved in 9 things that I'm not involved with. 10 Q. What are those things? 11 A. To be honest, I don't know. 12 Q. Is it -- are you referring to this 13 case? 14 A. I don't know anything about this case. 15 To be honest, I don't even know why I'm here. The 01:10 16 reason why I worked for this company, why I trust 17 William is because we share a mission. That's what 18 makes me trust him and that's probably why he trusts 19 me. 20 Anything else, what he does, who he is, 21 his family, I don't know. I don't care. We're 22 trying to work to make China a better place and 23 that's all that matters. 24 Q. Why did you think that resigning from 25 ACA as a director would keep you from getting</p>	<p>1 Q. What are the things that you don't want 01:12 2 to be involved in? 3 MS. TESKE: Object to the form. 4 You can answer. 5 A. I don't know. 6 Q. But whatever they were, they were 7 serious enough for you to resign from ACA? 8 MS. TESKE: Object to the form. 9 You can answer. 10 MR. GRENDI: Object to the form. 11 A. I don't know. 12 Q. You just testified a second ago that 13 you trusted Mr. Je because you shared a mission of 14 making China a better place, right? 15 A. That's correct. 01:13 16 Q. And is that the mission you thought ACA 17 had? 18 A. No. I trust him as a person as I know 19 that he shares the same idea about the Communist 20 Party and how bad they are. I am not talking about 21 ACA or any other thing. I was talking specifically 22 about him as a person. 23 Q. So what is the thing you were trying to 24 keep from getting involved in by resigning as a 25 director?</p>
<p style="text-align: center;">Page 70</p> <p>1 involved in things that you don't want to be involved 01:11 2 in? 3 MS. TESKE: Object to the form. 4 You can answer. 5 A. Can you repeat your question, please. 6 MR. GREIM: I'll have the court 7 reporter do that. 8 (Whereupon, the record is read.) 9 A. I'm not sure I understand the question. 10 Q. You told me a few minutes ago that you 11 resigned from ACA because you did not want to get 12 involved in things that you don't want to be involved 13 in. Do you remember that testimony? 14 MS. TESKE: Object to the form. 15 You can answer. 01:11 16 A. Yes. 17 Q. And so, my question is, why did you 18 think that resigning as a director of ACA would 19 accomplish that goal? 20 MS. TESKE: Object to the form. 21 You can answer. 22 A. Let's put it this way. You are part of 23 a company or you work in a store. There are things 24 in the store that you don't want to get involved 25 with. You resign. You're not part of it any more.</p>	<p>1 MS. TESKE: Object to the form. 01:13 2 You can answer. 3 A. I don't know. I don't know 4 specifically what's going on here with these -- with 5 any company. I just feel that I don't want to be 6 involved in something that does not belong to me. 7 Q. What did you learn that made you decide 8 that you did not want to be involved in ACA as of 9 July 26th? 10 MS. TESKE: Object to the form. 11 You can answer. 12 A. Really nothing. 13 Q. Was it something Mr. Podhaskie told 14 you? 15 MS. TESKE: Object to the form, 01:14 16 and -- object to the form. 17 You can answer without giving away 18 any substance of communications. 19 A. Yes. 20 Q. So it's something Mr. Podhaskie told 21 you but you can't tell us what that thing is; is that 22 your testimony today? 23 MS. TESKE: Because I'm directing 24 her not to. 25 MR. GREIM: Well, okay. So you're</p>

Page 71

Page 73

19 (Pages 70 to 73)

Karin Maistrello
August 23, 2019

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20 (Pages 74 to 77)

Karin Maistrello
August 23, 2019

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<p>1 BY MR. GREIM: 01:19</p> <p>2 Q. And I'm not going to ask about legal</p> <p>3 advice right now. I'm just going to say, during the</p> <p>4 conversation, did Mr. Podhaskie advise you to do</p> <p>5 anything? Yes or no.</p> <p>6 MS. TESKE: Hold on a second.</p> <p>7 I am not going to let the witness</p> <p>8 discuss what the substance of her</p> <p>9 communications are with Mr. Podhaskie,</p> <p>10 and although you want to characterize the</p> <p>11 substance, that's the same thing. That's</p> <p>12 asking her about the substance of her</p> <p>13 conversation. You just want to</p> <p>14 characterize it.</p> <p>15 MR. GREIM: Okay. 01:20</p> <p>16 Q. Did you take any actions as a result</p> <p>17 of your discussion with Mr. Podhaskie?</p> <p>18 MS. TESKE: Object to the form.</p> <p>19 MR. GRENDI: Yes.</p> <p>20 MS. TESKE: You can answer. No,</p> <p>21 sorry.</p> <p>22 What she did at the direction of</p> <p>23 her counsel --</p> <p>24 MR. GREIM: That's not my</p> <p>25 question.</p>	<p>1 Karin Maistrello. We're off the record 01:22</p> <p>2 at 1:21 p.m., August 23rd, 2019.</p> <p>3 (Whereupon, a recess is taken.)</p> <p>4 THE VIDEOGRAPHER: This is the</p> <p>5 beginning of video No. 2 in the</p> <p>6 deposition of Karin Maistrello. We are</p> <p>7 on the record at 1:31 p.m., August 23rd,</p> <p>8 2019.</p> <p>9 BY MR. GREIM:</p> <p>10 Q. Ms. Maistrello, I've just handed you</p> <p>11 what we've marked Exhibit 5. Have you had a second</p> <p>12 to take a look at that?</p> <p>13 A. Give me one second.</p> <p>14 Q. Sure.</p> <p>15 MR. GREIM: I'll just say for the 01:33</p> <p>16 record it's three pages. They have a --</p> <p>17 like a digital Bates label in the bottom</p> <p>18 left-hand corner, 42, 43 and 44, and the</p> <p>19 top reads "Notice of Change of Company</p> <p>20 Secretary and Director," and then in</p> <p>21 parentheses after that</p> <p>22 "Appointment/Cessation."</p> <p>23 Q. Now, Ms. Maistrello, let me -- maybe</p> <p>24 I'll just walk you through this.</p> <p>25 Do you see on page 2 a signature at the</p>
<p style="text-align: center;">Page 78</p> <p>1 MS. TESKE: It could be, though. 01:20</p> <p>2 You're going to box her into something,</p> <p>3 and you're trying to get -- it's very,</p> <p>4 clear, and I understand why you're doing</p> <p>5 it, but it's very -- but you are trying</p> <p>6 to obtain the substance of</p> <p>7 attorney-client privileged</p> <p>8 communications --</p> <p>9 MR. GREIM: No.</p> <p>10 MS. TESKE: -- or communications</p> <p>11 that we haven't determined aren't. Of</p> <p>12 course you --</p> <p>13 MR. GREIM: Okay. We'll come back</p> <p>14 to it. We've got to move on.</p> <p>15 Q. Let me see what we're doing here. 01:21</p> <p>16 (Whereupon, Plaintiff's</p> <p>17 Exhibit 5, "Notice of Change of Company</p> <p>18 Secretary and Director</p> <p>19 (Appointment/Cessation)," Bates Nos.</p> <p>20 42-44, is marked for identification, as</p> <p>21 of this date.)</p> <p>22 MR. GREIM: Let's take a short</p> <p>23 break.</p> <p>24 THE VIDEOGRAPHER: This will</p> <p>25 conclude video No. 1 in the deposition of</p>	<p style="text-align: center;">Page 80</p> <p>1 bottom of the page? 01:33</p> <p>2 A. I do.</p> <p>3 Q. Whose signature is that?</p> <p>4 MS. TESKE: Object to the form of</p> <p>5 the question.</p> <p>6 You can answer.</p> <p>7 A. That's mine.</p> <p>8 Q. Okay. And if you look on the third</p> <p>9 page, do you see another signature at the very bottom</p> <p>10 under the title "Confirmation"?</p> <p>11 A. I see it.</p> <p>12 Q. Okay. Can you see who signed that?</p> <p>13 MS. TESKE: Object to the form.</p> <p>14 You can answer.</p> <p>15 A. Yes. 01:34</p> <p>16 Q. Who?</p> <p>17 A. William Je.</p> <p>18 Q. Okay. And he signed on behalf of what</p> <p>19 entity?</p> <p>20 MS. TESKE: Object to the form.</p> <p>21 Are you asking her to read what's</p> <p>22 written --</p> <p>23 MR. GREIM: Yes.</p> <p>24 MS. TESKE: -- on the page?</p> <p>25 'Cause she would not otherwise have --</p>

Page 79

Page 81

21 (Pages 78 to 81)

Karin Maistrello
August 23, 2019

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<p>1 MR. GREIM: Yes. 01:34</p> <p>2 MS. TESKE: -- any understanding.</p> <p>3 A. Celestial Tide Limited.</p> <p>4 Q. Have you ever heard of that entity</p> <p>5 before?</p> <p>6 A. I have not.</p> <p>7 Q. Okay. Let me ask you, do you recognize</p> <p>8 this as the document you signed to accept an</p> <p>9 appointment as a director of ACA?</p> <p>10 A. I have to be honest, I don't remember.</p> <p>11 Q. Do you agree that your signature</p> <p>12 appears on the bottom of page 2?</p> <p>13 A. I do.</p> <p>14 Q. Is it possible -- is it at least</p> <p>15 possible that you've seen this document before? 01:35</p> <p>16 MS. TESKE: Object to the form.</p> <p>17 A. Yes.</p> <p>18 Q. If you look right above your signature,</p> <p>19 there's an advisory note. Do you see that?</p> <p>20 A. I do.</p> <p>21 Q. And do you say that it says, "All</p> <p>22 directors of the company are advised to read 'a guide</p> <p>23 on directors' duties' published by the company's</p> <p>24 registry and acquaint themselves with the general</p> <p>25 duties of directors outlined in the guide."</p>	<p>1 A. Oh, can you please repeat the question. 01:36</p> <p>2 Q. Do you see on page 1 -- well, first of</p> <p>3 all, do you see the company name on page one is ACA</p> <p>4 Capital Group Limited?</p> <p>5 A. I see that.</p> <p>6 Q. And if you look, then, under 2, it says</p> <p>7 "Cessation to act as company's secretary/director"?</p> <p>8 A. I see that.</p> <p>9 Q. And below that, the check mark -- the</p> <p>10 box for director is checked. Do you see that?</p> <p>11 A. I see that.</p> <p>12 Q. And then the name of the person who is</p> <p>13 ceasing to act as director is printed?</p> <p>14 MS. TESKE: Object to the form.</p> <p>15 Q. Do you see that? 01:37</p> <p>16 A. Yes.</p> <p>17 Q. And what is that name?</p> <p>18 A. Can I read it?</p> <p>19 Q. Sure.</p> <p>20 A. Nil. Chassot Laurent?</p> <p>21 Q. And I'll just point out to you, I know</p> <p>22 you're just reading off of the form, that's all you</p> <p>23 are doing here, but the very first line has the word</p> <p>24 Nil?</p> <p>25 A. Yes.</p>
Page 82	Page 84
<p>1 MS. TESKE: Object. 01:35</p> <p>2 Q. Do you see that?</p> <p>3 MS. TESKE: Object to the form.</p> <p>4 You can answer.</p> <p>5 A. Yes.</p> <p>6 Q. Do you recall taking those steps after</p> <p>7 you signed this document?</p> <p>8 MS. TESKE: Object to the form.</p> <p>9 You can answer.</p> <p>10 A. No.</p> <p>11 Q. Is the information listed under your</p> <p>12 name on page 2, was that correct as of January 1,</p> <p>13 2019?</p> <p>14 MS. TESKE: Object to the form.</p> <p>15 You can answer. 01:36</p> <p>16 A. Yes.</p> <p>17 Q. If you could look back on page 1, do</p> <p>18 you see that there is a name of a director who is</p> <p>19 resigning at the same time you were coming in?</p> <p>20 MS. TESKE: Object to the form.</p> <p>21 And just for the record, the Exhibit 5 is</p> <p>22 a document in Chinese that has an English</p> <p>23 translation, that's what we're working</p> <p>24 with here.</p> <p>25 But you can answer the question.</p>	<p>1 Q. Okay. If you look on page 2, you see 01:37</p> <p>2 the word "nil" appears in many other boxes?</p> <p>3 A. I see that.</p> <p>4 Q. Okay. So does it appear to you that</p> <p>5 nil just means there's nothing to enter into that</p> <p>6 field?</p> <p>7 MS. TESKE: Object to the form.</p> <p>8 You can answer.</p> <p>9 A. Yes.</p> <p>10 Q. What is the name in English that you</p> <p>11 see printed there as the resigning director?</p> <p>12 A. Chassot Laurent.</p> <p>13 Q. Or might it be Laurent Chassot?</p> <p>14 MS. TESKE: Object to the form.</p> <p>15 A. Yes. 01:38</p> <p>16 Q. You see the surname is Chassot?</p> <p>17 A. Yes. In whatever order you prefer.</p> <p>18 Q. Have you ever heard that name before?</p> <p>19 A. I have not.</p> <p>20 Q. Did you realize that as you were coming</p> <p>21 in as director Laurent Chassot is resigning?</p> <p>22 MS. TESKE: Object to the form.</p> <p>23 A. Yes.</p> <p>24 Q. You did understand that?</p> <p>25 A. I can read, yes.</p>

Page 83

Page 85

22 (Pages 82 to 85)

Karin Maistrello
August 23, 2019

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<p>1 Q. Okay. Okay, but let me ask you, I'm 01:38 2 going to be clear, did you understand at the time 3 that you signed this document that Laurent Chassot 4 was resigning at the same time you were being 5 appointed as a director? 6 MS. TESKE: Object to the form. 7 You can answer. 8 A. I don't remember what happened when I 9 signed, but now that I read it, yes, I can see that. 10 Q. If you could go to page 3. And earlier 11 you identified the signature of William Je, correct? 12 A. Correct. 13 Q. Do you see he's signing for a company 14 called Celestial Tide Limited and earlier you 15 testified that you had not heard of that entity 01:39 16 before? 17 A. Yes. 18 Q. So did you have any understanding that 19 Celestial Tide Limited would be the other director of 20 this entity serving along with you? 21 MS. TESKE: Objection to the form. 22 MR. GRENDI: Objection to the 23 form. 24 Q. At the time you signed this? 25 MS. TESKE: Same objection.</p>	<p>1 records of ACA you are still listed as a director? 01:41 2 MS. TESKE: Object to the form. 3 You can answer. 4 A. No, I don't. 5 (Whereupon, Plaintiff's 6 Exhibit 6, document printed off the Hong 7 Kong Corporate Registry database through 8 the ICRIS Cyber Search Centre, is marked 9 for identification, as of this date.) 10 Q. I'm going to show you what we are 11 marking as Exhibit 6, and I'll represent to you that 12 this is a document we printed off the Hong Kong 13 Corporate Registry database. It's called ICRIS Cyber 14 Search Centre, and we did it yesterday US time, but 15 actually it was already August 23rd, almost 5:00 GMT 01:42 16 time. 17 Do you see the time stamp in the upper 18 right-hand corner? 19 A. I do. 20 MS. TESKE: Object to the form. 21 Q. Now, do you see that it lists the name 22 of particular directors in the middle of the page? 23 A. Yes. 24 Q. And do you see your name there? 25 A. I do.</p>
<p style="text-align: center;">Page 86</p> <p>1 MR. GRENDI: Same objection. 01:39 2 A. Can you repeat the question, please. 3 Q. At the time you signed this document 4 did you have any understanding that Celestial Tide 5 Limited would be serving as the other director of 6 this entity alongside you? 7 MS. TESKE: Same objection. 8 A. No. 9 Q. Did you take any steps to file this 10 document after you signed it? 11 A. I did not. 12 Q. Do you know who did? 13 MS. TESKE: Object to the form. 14 A. Pardon? 15 Q. Do you know who did? 01:40 16 A. I do not. 17 Q. Did you sign a document like Exhibit 5 18 in connection with your recent purported resignation? 19 A. I'm not sure I understand the question. 20 Q. So earlier we looked at Exhibit 1 and 21 Exhibit 2, which were your resignation letter and an 22 email, and my question is, did you also sign a 23 document similar in form to Exhibit 5? 24 A. No, I did not. 25 Q. Do you know whether in the official</p>	<p>1 Q. Did you ever check to see whether your 01:42 2 resignation letter had actually been processed with 3 Hong Kong? 4 MS. TESKE: Object to the form. 5 You can answer. 6 A. No. 7 Q. Do you know if anyone has on your 8 behalf? 9 MS. TESKE: Object to the form. 10 You can answer. 11 A. Can you repeat the question, please. 12 Q. Do you know if anyone has on your 13 behalf checked with Hong Kong to ensure that your 14 registration has become effective? 15 A. I don't know. 01:43 16 MS. TESKE: Also the same 17 objection. 18 (Whereupon, Plaintiff's 19 Exhibit 7, two-page document titled 20 "Limited Power of Attorney," Eastern 21 276-77, is marked for identification, as 22 of this date.) 23 Q. Are you aware of any relationship 24 between ACA and Eastern Profit Corporation? 25 A. I am not.</p>

Page 87

Page 89

23 (Pages 86 to 89)

Karin Maistrello
 August 23, 2019

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<p>1 Q. I'm going to hand you what we're 01:44 2 marking as Exhibit 7. And you'll see it's a 3 two-page document, Bates numbered Eastern 276 to 277, 4 titled "Limited Power of Attorney," and then you'll 5 see on that second page there, it looks like you have 6 notarized it. Am I right? 7 A. You are. 8 Q. Do you remember notarizing this 9 document? 10 A. I don't. 11 Q. Do you notarize many documents every 12 day? 13 A. Not every day, but yes. 14 Q. And do you keep a logbook of each 15 notarization you perform? 01:45 16 A. I do. 17 Q. And every time you notarize a document, 18 do you mark it in your log book on that day? 19 A. I do. 20 MS. TESKE: Object to the form of 21 that question. 22 Q. You'll see that this document says it 23 was signed by Chunguang Han, did I say that right? 24 A. Yes. 25 Q. Can you tell whose signature is above</p>	<p>1 MR. GRENDI: Yeah. 01:46 2 Q. Yes. 3 A. Maybe. 4 Q. Okay. 5 Do you know who wrote in the words 6 "Director" and "New York" on this page? 7 MS. TESKE: Object to the form. 8 A. I don't. 9 Q. Was it you? 10 A. It was not. 11 Q. Was it Mr. Han? 12 A. I don't think so. 13 Q. I see there's a signature that appears 14 kind of over your notary stamp. Is that your 15 signature again? 01:47 16 A. It is. 17 Q. Okay. So if we looked in your notary 18 record book, we'd be able to see whether you have an 19 entry on August 30th of 2018? 20 A. Yes. 21 Q. So you described Mr. Han for us, but I 22 should have asked you before I asked you to begin to 23 do that is to form some basis for that. So my 24 question to you is, how often do you see Chunguang 25 Han?</p>
Page 90	Page 92
<p>1 Chunguang Han? Can you read that? 01:45 2 A. That's -- 3 MS. TESKE: Object to the form. 4 You can answer. 5 A. That's his. 6 Q. Now, do you know that that is his 7 actual signature or are those just the characters 8 that make up his name? 9 A. I know it's his. 10 Q. How do you know? 11 A. Because I never notarize anything 12 without the person being in front of me. 13 Q. Do you know who Chunguang Han is? 14 A. I do. 15 Q. And can you describe him to me? 01:46 16 A. In what sense? 17 Q. Physically. 18 A. Pretty tall, short hair, brown eyes, a 19 hundred -- 20 Q. What is his build? Is he stocky or 21 thin or medium? 22 A. Medium. 23 Q. Is he taller than me? 24 MS. TESKE: Object to the form. 25 A. Can I stand?</p>	<p>1 A. Not very often. 01:48 2 Q. I mean, like once a week, once a month? 3 A. Maybe once a week. 4 Q. And I'll ask you this. How do you know 5 that he is Chunguang Han? Did somebody originally at 6 the beginning introduce you to him as Chunguang Han? 7 A. He did. 8 Q. Oh, he did, okay. 9 (Whereupon, there is a discussion 10 off the record.) 11 Q. Now, earlier you said you had not heard 12 of Eastern Profit. Do you agree with me that the 13 statement we just looked at mentions Eastern Profit 14 many times? 15 MS. TESKE: Object to the form. 01:49 16 You can answer. 17 A. Can I take a moment to take a look at 18 the document. 19 Q. Sure, take a look. 20 A. Can you please ask your question again? 21 Q. Do you see that Eastern Profit appears 22 in this document several times? 23 A. I do. 24 Q. But I guess, I take it that you don't 25 read these documents before you notarize them; you</p>

Page 91

Page 93

24 (Pages 90 to 93)

Karin Maistrello
August 23, 2019

Atkinson-Baker, Inc.

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<p>1 simply take the oath of the person who shows up in 01:50 2 front of you, correct?</p> <p>3 MS. TESKE: Object to the form.</p> <p>4 MR. GRENDI: Object to the form.</p> <p>5 A. I read the title, I put the date, and I 6 put my stamp.</p> <p>7 Q. When you became a director, did anyone 8 make you aware of a loan agreement between ACA and 9 Eastern Profit?</p> <p>10 A. No.</p> <p>11 Q. Have you ever heard of such a thing?</p> <p>12 A. I have not.</p> <p>13 Q. Did you ever discuss the loan agreement 14 with William Je?</p> <p>15 MS. TESKE: Object to the form. 01:51</p> <p>16 A. I did not.</p> <p>17 Q. Did you ever discuss it with Han 18 Chunguang?</p> <p>19 A. I did not.</p> <p>20 Q. While you were with ACA, are you aware 21 of any attempts it made to collect on a loan 22 agreement with Eastern Profit?</p> <p>23 A. I was not.</p> <p>24 Q. In fact, did you, while you were with 25 ACA, did you ever hear about it extending loans to</p>	<p>1 A. I do not. 01:53</p> <p>2 Q. Have you been asked by William Je to 3 assist with bringing on a new director?</p> <p>4 MS. TESKE: Object to the form.</p> <p>5 You can answer.</p> <p>6 A. No.</p> <p>7 Q. Did Mr. Je ever express any displeasure 8 to you about your performance with ACA?</p> <p>9 A. No.</p> <p>10 Q. Did any person?</p> <p>11 A. No.</p> <p>12 Q. Are you aware of any ACA wires to any 13 United States entity?</p> <p>14 MS. TESKE: Object to form.</p> <p>15 A. I'm not. 01:54</p> <p>16 Q. Do you know who at ACA would have 17 approved any such wires?</p> <p>18 MS. TESKE: Object to form.</p> <p>19 A. I don't know.</p> <p>20 Q. Do you have any understanding as to 21 whether it was your duty or responsibility as the 22 director of ACA to approve such wires?</p> <p>23 A. Can you repeat the question, please.</p> <p>24 Q. Do you have any understanding as to 25 whether it was your duty and responsibility as a</p>
<p style="text-align: center;">Page 94</p>	<p style="text-align: center;">Page 95</p>

Page 96

Page 97

25 (Pages 94 to 97)

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<p>1 A. No. 01:57</p> <p>2 Q. Okay. I'm not going to ask you what 3 was said. I'm going to try this one more time and 4 then we'll do the thing we discussed before.</p> <p>5 Was the topic of your discussion with 6 Mr. Podhaskie the problems that were happening with 7 ACA?</p> <p>8 MS. TESKE: Object.</p> <p>9 Don't answer.</p> <p>10 MR. GREIM: Okay. Let's take a 11 break.</p> <p>12 THE VIDEOGRAPHER: We are off the 13 record. The time is 1:57 p.m.</p> <p>14 (Whereupon, a recess is taken.)</p> <p>15 THE VIDEOGRAPHER: We are back on 02:10</p> <p>16 the record. The time is 2:09 p.m.</p> <p>17 BY MR. GREIM:</p> <p>18 Q. Ms. Maistrello, just a few more 19 questions for you. I want to return to your 20 testimony earlier that you resigned from ACA because 21 you didn't want to be involved in something. Do you 22 recall that testimony?</p> <p>23 A. I do.</p> <p>24 Q. And I guess my question to you, I'm 25 going to ask you one last time because you've said</p>	<p>1 MS. TESKE: Object to the form. 02:12</p> <p>2 MR. GRENDI: Object to the form.</p> <p>3 MS. TESKE: If she knows.</p> <p>4 A. I don't.</p> <p>5 Q. Other than Mr. Podhaskie, is there any 6 other person that you spoke with before you came to 7 the conclusion that by resigning as an ACA director, 8 you might be -- you might avoid being involved with 9 something you didn't want to be involved in?</p> <p>10 MS. TESKE: Objection to the form.</p> <p>11 You can answer.</p> <p>12 A. No.</p> <p>13 Q. You did not speak with Ms. Wang about 14 whether resigning could keep you from being involved 15 in something? 02:13</p> <p>16 MS. TESKE: Object to the form.</p> <p>17 You can answer that.</p> <p>18 A. I did not.</p> <p>19 Q. You did not speak to Mr. Guo about that 20 topic?</p> <p>21 MS. TESKE: Objection.</p> <p>22 A. I did not.</p> <p>23 Q. Did you speak with Mr. Guo about your 24 deposition today?</p> <p>25 A. I did not.</p>
Page 98	Page 100

Page 100

Page 101

26 (Pages 98 to 101)

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1	MR. GREIM: In 2019.	02:14	1	THE WITNESS: Thank you.	02:16
2	MS. TESKE: Relating to her		2	MS. TESKE: Thank you,	
3	services?		3	Ms. Maistrello.	
4	MR. GREIM: Relating to personal		4	THE VIDEOGRAPHER: This will	
5	services.		5	conclude Video No. 2 and end the	
6	MS. TESKE: Personal services?		6	deposition of Karin Maistrello. We are	
7	MR. GREIM: Services, any		7	off the record at 2:15 p.m., August 23rd,	
8	services.		8	2019.	
9	MS. TESKE: Provided to ACA.		9	(Time noted: 2:15 p.m.)	
10	MR. GREIM: Well, first provided		10		
11	to ACA.		11		
12	MS. TESKE: Maybe rephrase the		12		
13	question.		13		
14	MR. GREIM: Yeah, I'm sorry.		14		
15	MR. GRENDI: That's a bad one.	02:15	15		
16	MR. GREIM: I'm sorry. I'm		16		
17	thinking about -- I'm trying to cut out		17		
18	arts and crafts or, you know, artwork or		18		
19	something, tangible things.		19		
20	Let me go back, okay, and make it		20		
21	clear.		21		
22	BY MR. GREIM:		22		
23	Q. In 2019, have you received payment for		23		
24	any services other than your salary as a director of		24		
25	ACA?		25		
Page 102			Page 104		
1	MS. TESKE: Object to the form.	02:15	1	ACKNOWLEDGMENT	
2	You can answer the question.		2		
3	Q. I'm sorry. Other than your salary as		3	STATE OF NEW YORK)	
4	an employee of Golden Spring?		4) ss.:	
5	MS. TESKE: Object to the form.		5	COUNTY OF _____)	
6	But you can answer the question.		6		
7	A. No, I did not.		7	I, KARIN MAISTRELLO, hereby	
8	MR. GREIM: Okay. Well, I want to		8	certify that I have read the transcript	
9	stand on the questions I asked about the		9	of my testimony taken under oath, on the	
10	discussion with Mr. Podhaskie. I think		10	23rd day of August, 2019; that the	
11	I've asked every possible question that		11	transcript, except as noted in any	
12	can be asked about that question, and I		12	attached errata sheet(s), is a true	
13	want to hold open the deposition for that		13	record of my testimony.	
14	purpose only.		14		
15	I will say that for efficiency	02:15	15	KARIN MAISTRELLO	
16	sake, if there is a way to get the		16	Subscribed and sworn to before me	
17	information we need from ACA without		17	this ____ day of _____, 20____.	
18	going into that, then we will try. We		18		
19	will try. But if we can't, we'll want to		19		
20	return to this topic and we'll just raise		20	Notary Public	
21	it with the judge. And so I've got		21		
22	nothing else.		22	My Commission expires the	
23	MS. TESKE: Thank you.		23	____ day of _____, 20____.	
24	MR. GRENDI: Thank you very much.		24		
25	MR. GREIM: Thank you, Ms. Maistrello.		25		
Page 103			Page 105		

27 (Pages 102 to 105)

Karin Maistrello
August 23, 2019

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1 CERTIFICATE

2 STATE OF NEW YORK)

3) ss.:

4 COUNTY OF WESTCHESTER)

5 I, KATHLEEN T. KEILTY, a Certified
6 Shorthand Reporter and Notary Public within
7 and for the State of New York, do hereby
8 certify:

9 That KARIN MAISTRELLO, the witness whose
10 testimony is hereinbefore set forth, was duly
11 sworn/affirmed by me before testifying and
12 that the foregoing transcript is a true record
13 of said testimony.

14 I further certify that I am not related
15 to any of the parties to this action by blood
16 or marriage, and that I am in no way
17 interested in the outcome of this matter.

18 IN WITNESS WHEREOF, I have hereunto set
19 my hand this 4th day of September, 2019.

20
21 KATHLEEN T. KEILTY, C.S.R.

22 License No. 000755

23
24
25 Page 106

1 ERRATA SHEET

2 Page ____ of ____

3 I, KARIN MAISTRELLO, wish to make the following
4 changes to the foregoing transcript of my testimony
5 taken on the 23rd day of August 2019, for the reasons
6 cited below:

7 PG-LN CHANGE FRM/TO REASON

8 _____
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____

18 KARIN MAISTRELLO

19
20 Subscribed and sworn to before me
21 this ____ day of _____, 20 ____.

22
23 NOTARY PUBLIC
24 My Commission expires the ____ day
25 of _____, 20 ____.

Page 107

28 (Pages 106 to 107)

Karin Maistrello
August 23, 2019

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Page 1

<p>A</p> <p>a.m 2:10 7:10 16:7 able 15:14 20:7 92:18 99:2 Absolutely 44:2 ACA 4:13 5:8,11,19,20 5:22 6:6,11,23 12:19 12:21 13:1,16,17 15:14 16:15 17:6,6,20 17:21,25 18:14,16,24 19:2,5,6,9,13,16,21 20:15 21:22 24:18 25:15 26:6 27:7,8,10 29:19,24 30:5,20 31:1 31:4,7,11,17,21 32:5,8 32:13,24 33:10,16 35:5,9,13 37:6,8,15,18 37:21 38:13,17,21 39:3,9,13,17,22 42:5 47:13 49:25 50:5,11 50:16,24 51:15,20,23 52:20,23,25 53:3,6 55:4,19,22,24 56:4,23 60:5 61:17 62:19 63:17,22 64:2,7 65:17 66:15,16 67:5 68:17 68:22 69:25 70:6,25 71:11,18 72:7,16,21 73:8 74:2,11,13,23 75:10 82:9 84:3 88:1 89:24 94:8,20,25 95:5 95:8,11,15,22 96:8,12 96:16,22 97:1,3,6,13 97:18,24 98:7,20 99:4 99:24 100:7 102:9,11 102:25 103:17 ACA's 15:15 accept 82:8 accepted 13:18 17:25 24:25 43:22 45:10 accepting 5:7 34:15 accomplish 71:19 ACKNOWLEDGMENT 105:1 acquaint 38:19 82:24 act 84:7,13 acted 20:13 acting 19:15 action 7:7 106:15 actions 6:19 78:16 actual 91:7 AD0867C 1:23 address 9:15,16 57:1,4 addressed 60:16 advice 5:23 6:14,16 57:23 58:5 62:1,17 63:22 64:1 65:9 66:3 76:2,18,20,23 77:1,8 77:14,17,17 78:3 advise 6:17 32:2 78:4 97:5 advised 50:3 82:22 advisory 82:19 afraid 15:11,20 afternoon 17:8 22:19 against- 1:6 2:6 age 9:18 ago 67:4 71:10 72:12</p>	<p>103:9,11,12 asking 19:20 29:11 62:24 68:11 76:19 78:12 81:21 aspect 20:4,7 assist 96:3 associates 18:6 assumption 51:10 Atkinson-Baker 1:18 7:3 7:25 attached 59:10 105:11 attachment 4:11 44:13 44:25 attempted 95:16 attempts 94:21 attended 10:10 attenuated 23:23 attorney 4:23 7:8 15:17 17:3 32:1 66:6,7,13 67:17,18 89:20 90:4 attorney-client 63:3 76:11,15 79:7 97:8 Attorneys 2:16 3:3,9,15 August 1:15 2:10 4:1 5:1 6:1 7:9 80:2,7 88:15 92:19 104:7 105:9 107:3 authorities 49:14 authority 34:23 Avenue 2:18 3:16 7:13 9:16 59:21 avoid 99:23 100:8 avoided 99:22 aware 37:8 47:12 89:23 94:8,20 96:12</p>	<p>better 20:22 70:22 72:14 beyond 52:15 53:20 binding 77:15 bit 23:22 41:2,3 55:17 blood 106:15 book 90:18 92:18 booklet 38:16 bother 97:17 bottom 80:17 81:1,9 82:12 bounds 15:10 box 79:2 84:10 boxes 85:2 break 44:4 79:23 98:11 Briefly 27:12 29:8 bring 43:23 45:12 bringing 96:3 broaden 33:12 brought 68:4 brown 91:18 Bryan 2:17 7:12 build 91:20 bunch 17:23 69:17 business 28:4,6 29:11 bylaws 49:22</p>	<p>85:16,21 86:3 check 84:9 89:1 checked 84:10 89:13 China 10:9 70:22 72:14 Chinese 10:11 12:2 24:11,20 83:22 choose 61:13 Chunguang 90:23 91:1 91:13 92:24 93:5,6 94:18 cited 107:4 citizen 9:21 City 3:10 9:17 56:25 59:22 clear 23:6,18 26:4 33:4,5 59:4 67:1 79:4 86:2 102:21 clearly 9:5,6 24:1 client 13:10 close 23:24 cold 41:7,8 collect 94:21 come 5:15 6:11,12,13 11:11 22:8 47:15 48:18 68:22,24,24 69:16,19,21 79:13 comes 22:11 48:5 comfortable 69:4 coming 16:15 21:7 62:3 66:15 83:19 85:20 Commission 105:21 107:24 communicated 101:16 communication 63:3 64:11 101:11 communications 43:11 43:14 70:3 73:18 74:5 76:13,16 78:9 79:8,10 97:9 Communist 72:19 companies 53:4 company 4:17 23:24 24:2 30:11 49:23 70:16 71:23 73:5 79:17 80:19 82:22 84:3 86:13 company's 65:24 82:23 84:7 completely 18:2 concept 77:21 concerns 24:15 30:19 conclude 79:25 104:5 concludes 26:19 conclusion 100:7 conference 22:20 confident 76:14 Confirmation 81:10 Connecticut 3:4 connection 21:20 87:18 95:17 considered 97:24 constantly 22:21 construction 21:25 22:1 22:25 23:15,18 30:1 consulting 53:6,10,15 content 57:22 context 64:11 Continued 5:3 6:2</p>
<p>B</p> <p>B 3:5 back 13:8 15:25 21:1 26:20 44:15 60:15 69:16,19,21 79:13 83:17 98:15 101:12 102:20 background 10:3 11:18 17:23 21:19 28:8 bad 72:20 102:15 banks 24:11,11,20,20 based 24:11 basis 15:5 35:3 50:18 92:23 Bates 4:18 79:19 80:17 90:3 bearing 77:5,6 becoming 27:4 began 67:3 69:22 beginning 80:5 93:6 begun 16:13 behalf 7:21 8:6 81:18 89:8,13 101:17 belief 50:15,18 believe 35:11,17 45:19 51:14 60:2 75:7 believed 77:13 believes 76:23 believing 35:4 belong 73:6 Bennett 3:22 7:2 best 41:4</p>	<p>Cast 39:21 catch 25:19 cause 21:15 25:8 48:4 59:10 81:25 caution 22:4 23:10 70:2 97:7 Cave 2:17 7:12 ceasing 84:13 Celestial 82:3 86:14,19 87:4 Centre 4:21 88:8,14 CEO 20:10 certainty 95:8,11 CERTIFICATE 106:1 Certified 2:19 106:5 certify 105:7 106:8,14 Cessation 84:7 chance 64:18 Change 4:17 79:17 80:19 107:5 changes 49:5 107:3 characterize 78:10,14 characters 91:7 chart 52:20 Chassot 84:20 85:12,13</p>		

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Page 2

contract 24:14 25:1	59:9	16:8 27:13,23 31:6	52:12 87:22 101:11	financially 7:6
controlled 24:20	defense 26:1	33:14 42:1,2,5 57:22	emails 43:10,13 46:14	find 5:17 11:13 29:12
controls 38:20	definitely 46:2 47:4	63:8 66:14 69:23 76:3	48:8,17	32:15,17 48:8 63:4
conversation 6:5,8,10	degree 10:11,12,19	78:17 93:9 98:5	employed 11:1 13:7	finding 29:18 32:21
6:11,17 17:11,16	deponent 3:15 7:19 8:6	103:10	employee 7:7 66:5 67:16	fine 18:21 62:9
32:24 64:24 65:16,25	deposed 9:1 99:24	discussions 43:4,5	101:20 103:4	first 8:17 9:2 10:10 18:9
66:23 67:1,5,8,12,13	deposition 2:14 7:11,20	displeasure 96:7	19:23 20:10 27:1	19:23 20:10 27:1
68:8,10,15,18,21,23	8:3 15:9 17:12,19 41:2	disposition 101:1	30:25 32:5 36:16	30:25 32:5 36:16
69:7 75:11,16,22 78:4	51:25 79:25 80:6	dispute 23:14	56:10 61:1 84:2,23	56:10 61:1 84:2,23
78:13	100:24 101:5,7 103:13	disputed 18:19	102:10	102:10
conversations 61:21,24	104:6	DISTRICT 1:1,2 2:1,2	entail 28:12	fish 18:4
66:9 69:6	describe 91:15	divulge 68:6	entailed 69:6	fleshed 22:2
copy 34:20 43:23 45:3,6	described 92:21	divulging 97:8	enter 85:5	flight 25:19
46:7 59:2 60:12	DESCRIPTION 4:8 5:6	document 4:20,23 33:24	entirely 62:4	focused 22:14 23:10
corner 80:18 88:18	despite 23:19 25:8	34:20 35:20,22,24	entities 5:19 12:21 22:15	25:21,22,23
corporate 4:20 37:8 39:8	detail 30:3	39:9 43:22 49:2 60:18	entitled 7:15 15:8	follow 46:16,18
88:7,13 99:24	determine 31:7	66:8 67:20 68:1 82:8	entity 12:11,16 53:7,24	follow-up 67:12
Corporation 1:4 2:4 7:16	determined 79:11	82:15 83:7,22 86:3	55:25 56:5 81:19 82:4	following 16:10 107:2
89:24	dial 15:21	87:3,10,17,23 88:6,12	86:15,20 87:6 95:1	follows 8:20 26:23
correct 9:24 10:21 12:6	difference 62:17	89:19 90:3,9,17,22	96:13	fool 25:20
14:4 27:5 33:11 35:9	different 14:23 55:17	93:18,22	entry 92:19	foregoing 106:12 107:3
35:10 38:6,7,10 40:7	60:18	documents 17:13 37:20	Erin 3:17 8:5 17:8	Forget 74:9
41:19 50:16,17 54:3,4	difficult 22:20 68:7	38:8,9 44:19 49:22	errata 105:11 107:1	forgot 13:4
54:20,21 60:13,14	digital 80:17	60:21 68:5,10,18	ESQ 3:5,11,17	form 9:25 12:17 23:4
72:15 83:12 86:11,12	direct 11:14 12:22 13:11	90:11 93:25	27:24 28:17,24 29:20	27:24 28:17,24 29:20
94:2 101:15	15:3 20:1 58:19 62:21	doing 24:5 79:4,15 84:23	30:22 31:12,22,23	30:22 31:12,22,23
correctly 29:17	64:9 65:12,19 67:10	drafted 48:19	32:25 33:1 34:4,24	32:25 33:1 34:4,24
counsel 8:1 46:13 63:17	69:1 76:12	drafting 51:4	35:14 36:6,13,21,25	35:14 36:6,13,21,25
64:17 66:16,19 77:3	directed 22:17 59:10	duly 8:17 106:10	37:10,22,23 38:2,22	37:10,22,23 38:2,22
78:23	61:23	duties 12:25 29:6,18	38:23 39:4,5,18,19	38:23 39:4,5,18,19
counterclaim 7:17,19	directing 48:24 73:23	38:12,16,20 39:2	40:1 41:9,22 42:23	40:1 41:9,22 42:23
country 31:20	74:1,4 76:5	82:25	43:7 46:24 47:8,17,23	43:7 46:24 47:8,17,23
COUNTY 105:4 106:3	direction 78:22 97:14	duties' 82:23	48:9,12,16 49:10,15	48:9,12,16 49:10,15
couple 42:11	DIRECTIONS 5:13 6:2	duty 13:3 96:21,25	50:1,6,12,19 51:16	50:1,6,12,19 51:16
course 79:12	directives 52:16 53:21	 E	52:7,14 53:8,12,19	52:7,14 53:8,12,19
court 1:1 2:1 7:23 19:8	directly 19:17 25:25	earlier 11:10 68:11 86:10	54:9 56:2,16 57:5,10	54:9 56:2,16 57:5,10
19:19,25 20:18,25	director 4:17 6:6 12:10	86:14 87:20 93:11	59:16,25 60:6,22 61:2	59:16,25 60:6,22 61:2
21:4,6,11 25:16,21	12:15,19,25 13:2,8,15	98:20	61:10 62:20 63:18,23	61:10 62:20 63:18,23
26:10,12,17 71:6	14:14 16:16 17:6 27:4	early 15:12	64:3,8 65:11,18 66:24	64:3,8 65:11,18 66:24
crafts 102:18	30:8,17 31:2 32:5,13	Eastern 1:4 2:4 4:23	71:3,14,20 72:3,8,10	71:3,14,20 72:3,8,10
curious 22:13	33:10,16,22,25 34:3	7:15 8:10 15:15,17	73:1,10,15,16 74:14	73:1,10,15,16 74:14
current 9:14	34:16 35:5,9,13 37:14	17:3,5,5,20,21 19:5,7	74:19,24 75:5,18	74:19,24 75:5,18
cut 102:17	37:18,21 38:13,17,21	19:15,17,21,24 20:2	78:18 81:4,13,20	78:18 81:4,13,20
Cyber 4:21 88:8,13	39:2,10,16,21 40:22	20:13,14 21:22 25:23	82:16 83:3,8,14,20	82:16 83:3,8,14,20
 D	40:24 47:5,9 50:4,11	42:14 53:11,25 54:3,8	84:14,22 85:7,14,22	84:14,22 85:7,14,22
D 3:11	50:16,24 56:1,6,24	54:13 55:1 89:20,24	86:6,21,23 87:13,23	86:6,21,23 87:13,23
Dan 74:5	65:17 66:16 69:25	90:3 93:12,13,21 94:9	88:2,20 89:4,9 90:20	88:2,20 89:4,9 90:20
Daniel 6:10 57:17 61:16	70:7,25 71:18 72:25	94:22	91:3,24 92:7,23 93:15	91:3,24 92:7,23 93:15
61:22 67:4 68:16,21	75:3 79:18 80:20 82:9	Eddie 8:2	94:3,4,15 95:3,9,13,19	94:3,4,15 95:3,9,13,19
database 4:20 88:7,13	83:18 84:10,13 85:11	edges 64:16	95:20,24,25 96:4,14	95:20,24,25 96:4,14
date 7:9 35:17 36:9,19	85:21 86:5,19 87:5	edgreim@gravesgarr...	96:18 97:21 99:5,7,13	96:18 97:21 99:5,7,13
36:22 44:11,14 55:6,9	88:1 92:6 94:7 96:3,22	3:12	99:14,20 100:1,2,10	99:14,20 100:1,2,10
79:21 88:9 89:22 94:5	97:1,18 99:4 100:7	educational 10:4,19	100:16 101:13,22,23	100:16 101:13,22,23
dated 2:15	102:24	EDWARD 3:11	103:1,5	103:1,5
day 22:6,17 23:1 35:12	directors 20:15 30:14	effective 36:19,22 49:9	formation 49:22	formation 49:22
36:3,16 46:4 52:11	31:21 47:12 82:22,25	51:15 89:14 99:10	formulating 22:23	formulating 22:23
65:2 90:12,13,18	88:22	effectively 49:23 50:4	forth 106:10	forth 106:10
105:9,16,22 106:19	directors' 82:23	efficiency 103:15	forward 10:23 42:7	forward 10:23 42:7
107:3,21,24	directorship 14:3 27:10	eight 60:18	forwarded 44:23	forwarded 44:23
Debra 16:11 26:19	33:9	either 21:9 49:21 60:12	foundation 16:14 18:15	foundation 16:14 18:15
decide 63:2 69:24 70:6	discuss 33:15,18 42:14	electronic 5:9 46:14	Freeman 15:6 16:11	Freeman 15:6 16:11
73:7	42:17,19,21,25 51:19	elicited 25:11	26:19	26:19
default 23:21	51:22,25 52:3 58:8	Ellman 3:3 8:9	Freeman's 52:16 53:21	Freeman's 52:16 53:21
defendant 1:5 2:5 3:3	74:5 75:11,16 76:12	email 4:10 5:7,9 43:17	French 12:1	French 12:1
7:17,18	78:8 94:13,17	43:19 44:10,22 45:12	friends 20:8	friends 20:8
defendant/counterclaim	discussed 52:25 75:22	45:21,24,25,25 46:3,7	FRM/TO 107:5	FRM/TO 107:5
1:8 2:8,16 3:9 7:22	95:22 98:4	46:18,22 47:2 48:5,21	front 24:13 45:3 91:12	front 24:13 45:3 91:12

Atkinson-Baker, Inc.

www.depo.com

Page 3

94:2	64:14 65:21 66:11,18	Honor 16:12,24 17:7,16	35:22,23 36:2,11 40:7	89:15 91:6,9,10,13
fudgy 24:6	67:22 68:7 69:9,14,20	18:8 19:1,11,22 20:5	83:12	92:5 93:4 95:10,14
full 69:12	71:6 73:25 74:7 76:17	25:19 26:3,16	Je 5:24 13:20,21 14:11	96:16,19 99:1,15,17
function 21:19	77:9,12,19,23 78:1,15	hope 25:18	14:15,20 16:17,19	102:18
fund 28:7,8 30:5	78:24 79:9,13,22 80:9	house 61:9	27:3 28:1,11 30:7 31:7	knowledge 18:16
funds 25:15 95:12	80:15 81:23 82:1	hundred 91:19	31:17 32:15,18,20,23	knows 66:6 67:17 100:3
further 25:17 49:8	98:10,17 102:1,4,7,10	Hungarian 12:2	33:8,9,14 37:5 39:25	Kong 4:20 23:17 24:10
106:14	102:14,16,22 103:8,25	<hr/>	40:14 41:6 42:1,8 43:6	24:11,20 25:1 38:20
<hr/>			43:14 44:23 45:9	39:1 49:14,22 88:7,12
G			46:21 47:15 48:8 49:7	89:3,13
Garrett 3:9 8:3	27:24 31:23 32:25	ICRIS 4:21 88:8,13	49:18 51:13,20 65:10	Krause 3:3 8:9
general 21:19 82:24	37:23 38:23 39:5,19	idea 54:6 72:19 99:16	72:13 81:17 86:11	<hr/>
generally 23:2	55:14 58:2,14,16	identification 44:11,14	94:14 95:18 96:2,7	L
German 12:1	61:20 72:10 78:19	55:5,9 79:20 88:9	101:11,17	label 80:17
getting 5:23 65:8 70:25	86:22 87:1 92:1 94:4	89:21	Jersey 9:17,17 56:25,25	lack 23:19
72:24	95:3,20,25 99:6,14	identified 86:11	59:22,22	languages 11:24
Gifford 9:16 56:24 59:21	100:2 101:22 102:15	identify 8:1	JGK 1:7 2:7	Laurent 84:20 85:12,13
give 6:14 20:22 30:2	103:24	implicated 19:17	job 27:1	85:21 86:3
58:24 60:10 64:1,17	ground 16:25	in-person 33:8 43:4,5	jobs 12:8	law 38:20 39:1 49:22
66:10 76:2 80:13	grounds 52:9	inappropriate 21:9	jog 41:4	lawsuit 74:18
given 11:20 15:10	Group 4:14 55:4,22,24	inaudible 23:11	join 13:17 28:5	lawyer 57:12,18,19,20
giving 62:1 73:17	56:4,23 84:4	inbox 48:8	judge 15:6 16:3 52:15	65:25
gladly 13:18	guess 14:18 28:21 76:25	including 17:24	53:20 103:21	lawyer-client 66:13
Glendale 7:4	93:24 98:24	incumbent 66:12,18	judgement 28:23	lay 16:24 18:15
GMT 88:15	guide 38:16 82:22,25	INDEX 4:2 5:2	judgment 22:23 28:15	laying 16:14
go 13:8 14:23 16:4 22:22	Guo 18:6 24:19 25:11	indication 23:19	28:16,20	lead 24:21
25:9,12 29:15 42:7	52:22 100:19,23	individuals 95:16	July 2:15 12:20 43:17	learn 18:5 31:3 73:7
44:4 47:24 64:17	Guo's 25:14	infor 68:6	46:4 61:15 63:12,14	learned 19:12
67:25 69:14 76:22	gym 20:9	information 83:11 95:15	69:25 70:7 73:9 97:25	leeway 11:21 66:10
86:10 102:20	<hr/>	103:17	jurisdiction 31:10,21	left-hand 80:18
goal 71:19	H	initiate 6:8 66:23 67:8	<hr/>	legal 3:22 5:23 6:16
goes 23:7	hair 91:18	inquire 66:8	57:23 58:5 62:1 63:22	57:23 58:5 62:1 63:22
going 5:16,20,22 6:6,10	Han 90:23 91:1,13 92:11	inquiry 15:7 17:18 21:13	65:8 66:3,8 67:19,20	65:8 66:3,8 67:19,20
6:15,16 10:3 11:12	92:21,25 93:5,6 94:17	instruct 23:5	68:1 77:8,17,21 78:2	68:1 77:8,17,21 78:2
13:8,11 15:20 18:16	hand 55:10 90:1 106:19	instruction 16:23 21:8	Leighton 2:17 7:12	
21:7 22:2,4,13,18,20	handed 68:9 80:10	instructions 17:17	let's 10:22 12:3,14 16:4	
23:8,9 25:9,12 26:4	happen 27:16,23 36:10	intended 22:5	32:4 33:4 40:13 42:7	
33:5,12 36:19 41:1	69:8	interested 7:6 28:4	59:4 63:6 69:14,15,18	
55:10 57:21 58:18	happened 27:17 64:12	29:10 106:17	71:22 79:22 98:10	
61:17 62:5,15,19 64:7	68:11 86:8	interesting 22:13 24:8	letter 18:20 23:12 24:13	
64:15 65:17 67:5,20	happening 6:23 98:6	interpreting 10:8	25:6 43:18 48:19	
68:5,17,22 69:3,12,24	hate 15:12	interview 27:2	49:19 50:21,23 51:4	
70:1 73:4 75:25 76:6	head 9:6 22:8,11	introduce 14:10 93:6	51:12,14 87:21 89:2	
76:12,22 77:5,9,12,14	hear 94:25 95:4	introduced 13:24 14:15	License 106:22	
77:23 78:2,3,7 79:2	heard 30:25 53:18,24	14:20 16:18,20 17:6	life 20:4,7	
86:2 88:10 90:1 97:7	54:13,16 61:16 67:4	19:2,9,13 29:1,3	Limited 1:4 2:4 4:14,23	
98:2,3,25 103:18	68:16 82:4 85:18	invest 29:16,19	7:16 55:4,22,25 56:4	
Golden 3:21 5:16,17	86:15 93:11 94:11	invested 29:24	56:23 82:3 84:4 86:14	
11:1,4,6,12,13 12:4	hearing 54:12	investment 28:7,9	86:19 87:5 89:20 90:4	
14:18 17:2 20:11	hedge 30:5	investors 29:12	limiting 21:18	
27:19 41:17 53:16	held 2:17 16:11	invited 16:17	line 5:6,14 6:3 48:25	
57:19,20 66:5,7,19	help 29:11	involve 74:23	56:22 59:18 84:23	
67:16,17 101:21 103:4	helping 24:18	involved 30:10 70:8,9	lines 15:7 17:18	
good 8:5,24,25 17:8 22:9	hereinbefore 106:10	71:1,1,12,12,24 72:2	linguistics 10:12,12	
26:10 46:20	hereunto 106:18	72:24 73:6,8 74:2,11	listed 48:14 83:11 88:1	
Graves 3:9 8:3	hi 42:3	74:12 75:3 98:21 99:3	listen 62:10	
Greenwich 3:4	high 10:6	99:11,12,19 100:8,9	lists 60:18 88:21	
greet 42:3	highlighted 48:1,6	100:14	literally 47:2,3	
greeted 43:1	hire 13:5,10	irrelevant 18:3 25:5	literature 10:11	
Greim 3:11 4:5 8:2,2,23	history 10:24	issue 16:13 21:11 25:10	little 23:22 41:2,3	
9:25 11:14,17,23	Hodgson 3:15 8:7	25:25 66:1	LLC 1:7 2:7 3:9 7:18,23	
12:24 15:5,11,24 16:4	hold 21:14 78:6 103:13	issued 4:13,15 55:4,8	8:3	
16:12 17:22 18:4,8	Hon 16:11 26:19 53:18	Italian 9:20 12:1	LLP 3:3,15 7:13	
19:1,11,22 20:5,21	honest 61:3 70:11,15	items 60:18	loan 17:20 19:5 22:16	
21:2 22:4 25:3,18 26:3	82:10	<hr/>	94:8,13,21	
26:9,11,13 44:5,17	Hong 4:20 23:17 24:10	J	loans 94:25	
46:20 55:16,19 58:20	24:11,19 25:1 38:20	J-e 13:20	located 7:13	
61:25 62:8,10,25 63:4	39:1 49:14,21 88:6,12	January 12:19 14:14	log 90:18	
	89:3,13	27:22 35:9,12,18,21		

Atkinson-Baker, Inc.

www.depo.com

Page 4

<p>logbook 90:14 long 14:14,19 27:22 40:24 longer 50:16 look 14:17 21:6,6 55:12 55:15 59:5 60:17 80:12 81:8 82:18 83:17 84:6 85:1 93:17 93:19 looked 87:20 92:17 93:13 looks 90:5 lot 66:10 lots 15:10</p> <p style="text-align: center;">M</p> <p>Main 3:10 Maistrello 1:13 2:15 4:4 4:11,15 7:20 8:16,24 16:15 17:12,15,24 18:23 20:11 25:13 44:9,12,13,18,21,21 55:3,7,8 56:24 59:11 59:21 60:4 80:1,6,10 80:23 98:18 103:25 104:3,6 105:6,14 106:9 107:2,18 Maistrello's 5:8,10 making 20:14 72:14 manages 95:12 mark 69:19 84:9 90:18 marked 44:10,13,18 55:5 55:8 79:20 80:11 88:8 89:21 marking 55:11 88:11 90:2 marriage 106:16 Mason 3:4 Master's 10:10,11 matter 66:17 76:7,8 106:17 matters 19:9 70:23 mean 18:8,12 19:18,24 20:9,9 24:18 40:11 57:18 76:21 77:10,17 93:2 meaning 47:4 75:8 99:15 means 85:5 meant 21:14,17 30:3 medium 91:21,22 meet 15:1 16:22 26:25 meeting 27:7 33:8 40:15 40:18 41:13 memory 36:11 41:4 mentions 93:13 met 13:25 14:2 18:1 27:1 27:2,3 42:2,8,11,13,14 47:20 Michael 3:22 7:2 middle 88:22 mind 23:6 minds 69:15 mine 81:7 minute 77:20 minutes 17:10 67:4 71:10 mission 70:17 72:13,16 95:18</p> <p style="text-align: center;">N</p> <p>N 3:17 name 7:1 47:25 55:25 56:5 83:12,18 84:3,12 84:17 85:10,18 88:21 88:24 91:8 Nankai 10:10,19 narrow 41:1 necessarily 25:7 48:18 99:21 need 21:15 25:17 47:6 62:23 64:10 66:20 69:10 76:18 103:17 needs 47:10 never 27:8 33:9 54:13,22 54:25 91:11 new 1:2,14,14 2:2,18,18 2:21 3:16,16 7:5,14,14 8:19 9:17 11:1 27:19 34:13 47:5,9 56:25 59:22 92:6 96:3 105:3 106:2,7 nil 84:20,24 85:2,5 nod 9:5 noise 21:25 22:1,25 23:16,18 NON-PARTY 2:14 nonparty 59:10 normal 41:2 Nos 4:18 79:19 notarization 38:12 90:15 notarize 90:11,17 91:11 93:25 notarized 37:20 38:9 90:6 notarizing 90:8 notary 2:20 7:4 8:18 38:6 92:14,17 105:19 106:6 107:23 note 82:19 noted 104:9 105:10 notes 46:17 notice 4:17 47:25 56:11 59:8,12 79:17 80:19 noticed 24:3,4 NUMBER 5:6,14 6:3 numbered 90:3 NY 3:21</p> <p style="text-align: center;">O</p> <p>oath 94:1 105:8 object 9:25 11:14 12:17 12:22 14:21 15:3 18:22 23:3,4 27:24 28:17,24 29:20 30:22 31:12,22,23 32:25 33:1 34:4,24 35:14 36:6,13 37:10,22,23 38:2,22,23 39:4,5,18 39:19 40:1 41:9,22 42:23 43:7 46:24 47:8 47:17,23 48:9,12,16 49:10,15,24 50:1,6,12 50:19 51:16 52:7,8,14 52:15 53:8,12,19 54:9 56:2,16 57:5,10 58:2 59:16 60:6,22 61:2,10 62:20 63:18,23 64:3,8 64:18 65:11,18 66:24 67:9 69:1 71:3,14,20 72:3,8,10 73:1,10,15 73:16 74:14,19,24 75:5,18 77:25 78:18 81:4,13,20 82:16 83:1 83:3,8,14,20 84:14 85:7,14,22 86:6 87:13 88:2,22 89:15 90:1 91:18 92:19 93:20 94:1 95:1 96:1 97:1 98:1 99:1 100:1 objected 20:19 objecting 22:24 objection 26:8 33:5 36:4 56:7 59:25 66:21 76:4 86:21,22,25 87:1,7 89:17 99:6 100:10,21 obtain 79:6 95:16 offer 28:2 33:15 40:15 40:18 offered 14:3 27:10 33:8 office 27:17,18,19 32:6,8 41:16,18 65:1 officer 12:10,15 13:7 officers 47:13 offices 2:17 7:12 official 55:25 56:5 87:25 oh 13:4 21:14 45:8 84:1 93:8 okay 9:3,12,13 10:13,18 11:3,23 12:3 13:19 14:10 15:11 25:16 26:9 28:21 29:13 32:4 33:12 34:12 35:24 37:5 41:20 42:7,13 43:3,10,11 44:18 45:12,15 46:5 47:1 50:15 56:21 58:20 59:7 62:6,12,17,25 63:6 64:14,18 65:14 67:3,9 69:1,9,14,18 73:25 74:7,7 77:23 78:15 79:13 81:8,12 81:18 82:7 85:1,4 86:1 86:1 92:4,17 93:8 98:2</p> <p style="text-align: center;">P</p> <p>p.m 26:21 44:7,16 80:2,7 98:13,16 104:7,9 page 4:3,8 5:6,14 6:3 56:13 80:25 81:1,9,24 82:12 83:12,17 84:2,3 85:1 86:10 88:22 90:5 92:6 107:1 pages </p>

Atkinson-Baker, Inc.

www.depo.com

Page 5

quarter 56:18	regard 5:10	response 43:21 46:23	59:11 60:5 61:9	66:5,19 101:21 103:4
question 5:14 6:3,7,12 9:9 13:12 15:21,23,25 16:20,23 19:23 20:19 22:3,10,16 23:4,9,14 26:24 31:13,16,24 32:2 33:13 34:5,10,11 34:14,25 35:6 36:7,8 36:14,15 38:11 41:23 52:8 53:20 57:22 62:14,21 64:13 65:12 65:19 67:7 68:8,15,24 69:21 70:5 71:5,9,17 74:15,20 75:8 76:1 77:11,19 78:25 81:5 83:25 84:1 87:2,19,22 89:11 90:21 92:24 93:20 96:23 97:10 98:24 101:14 102:13 103:2,6,11,12	regarding 101:12	responses 5:10 46:15	service 59:11	Spring's 57:19,20 66:7
	registered 31:11,18	responsibilities 38:17 38:21 39:2	services 102:3,5,6,7,8 102:24	67:16,18
	registration 89:14	responsibility 96:21,25	serving 15:16 86:20 87:5	ss 105:3 106:3
	registry 4:20 82:24 88:7 88:13	result 6:20 78:16	set 106:10,18	stamp 88:17 92:14 94:6
	related 67:19 106:14	return 98:19 103:20	settlement 22:19	stand 91:25 103:9
	relating 63:22 64:2 102:2,4	reveal 70:2	share 70:17	start 6:11 19:20 40:13 68:23
	relationship 15:15 17:21 18:2,11,24 19:6,16,20 20:1 21:24,25 22:15 89:23	review 37:2 38:15 49:2	shared 72:13 95:17	started 10:7 11:4,6 14:18
	relative 7:7	reviewed 101:1,7	shares 72:19	starting 10:22 63:9
	relevance 11:16	right 6:16 9:9 12:24 16:4 21:4 25:16 26:10,11 27:11 38:9 39:15,16 45:19 58:8 72:14 78:3 82:18 90:6,23	SHEET 107:1	state 2:21 7:5 8:19 9:14 31:20 105:3 106:2,7
	relevancy 10:1 52:8	right-hand 88:18	sheet(s) 105:11	statement 23:15,20 39:13 93:13
	relevant 11:21 19:4 23:1 25:8	role 18:23 27:7 28:12 32:24 52:23	short 44:3 79:22 91:18	statements 51:13
questions 9:4 10:3 11:19 15:13,20 17:23 18:13,22 20:1 21:18 21:19,20 22:8,24,24 25:13 28:11 69:5 98:19 103:9	remember 14:12,25 17:1 19:24 24:12 28:1 34:19 35:19,20,25 36:1,2,9,17,20 37:1,25 38:4,14 39:9 40:3,5,21 40:25 41:3,7,10,25 42:9,12,22 43:5 46:6 47:3 63:11,13,15 65:3 71:13 82:10 86:8 90:8	Rome 10:8	Shorthand 2:20 106:6	States 1:1 2:1 10:25 11:4 11:9 32:9 47:13,16 96:13
	removed 19:3	room 15:10	show 88:10	stay 25:21,21,22
	renovation 30:2	ruling 21:11,13,17 23:7	showed 58:22	step 69:10
	repeat 15:22 70:5 71:5 84:1 87:2 89:11 96:23	Russ 3:15 8:7	shows 94:1	steps 49:8,8,19 60:20 62:12 83:6 87:9
	rephrase 9:11 12:12 28:21 34:10,12 102:12		side 13:5,10 23:23	sticks 36:11
	REPORTED 1:21		sign 33:24 34:15 35:24 87:17,22	stocky 91:20
	reporter 2:20 7:24 8:13 15:25 20:23,25 71:7 106:6		signature 48:23,25 80:25 81:3,9 82:11,18 86:11 90:25 91:7 92:13,15	stop 20:22
	reporting 30:8		signed 25:2 34:23 35:16 36:21,25 49:3 81:12 81:18 82:8 83:7 86:3,9 86:24 87:3,10 90:23	store 71:23,24
	represent 7:3 88:11		signing 35:20,22 39:10 51:14 86:13	strained 24:23
	representative 99:24		similar 87:23	Strategic 1:7 2:7 7:17,23 8:4 24:25 25:24 42:19 54:8,16,23
	representing 8:4		simply 94:1	Street 3:4,10
	request 37:13,17		sit 95:7	strike 61:14
	requests 5:5 17:14		sitting 14:8 54:2 57:13 99:1	studied 10:7
	requisite 49:14		situation 22:7	studying 10:15
	reread 34:11		slightly 11:10	stuff 69:18
	research 31:3,7 95:16		slowly 64:17	subject 23:14
	residential 9:15		somebody 16:16 24:2,3 93:5	subjects 21:12
	resign 6:6 46:1,22 50:23 51:15 61:13,15 65:17 69:24 70:6 71:25 72:7 97:3,5,13,17		subpoena 2:15 4:13,15 17:14 52:3 55:4,8,22 56:11,14 57:3,9 59:10 59:15,23 60:13 62:3	
	resignation 4:10 5:8,10 26:5 43:18 44:10,23 48:19 49:8,19 50:21 50:23 51:19,22 75:8 87:18,21 89:2 99:10 101:12		subpoenas 60:4,10	
	resigned 32:12 49:23 50:4 71:11 98:20		Subscribed 105:15 107:20	
	resigning 70:24 71:18 72:24 75:2 83:19 85:11,21 86:4 97:24 99:19 100:7,14		subsidiaries 53:4	
	respect 23:12 25:10 61:23		substance 73:18 78:8,11 78:12 79:6	
	respond 24:24 25:5 43:19		sufficient 50:23	
	responded 45:10		suggest 97:12	
			Suite 3:10	
			sure 12:13 23:13,25 24:16 33:5 44:5 56:9 71:9 80:14 84:19 87:19 93:19	
			surname 85:16	
			swear 8:13,21	
			sworn 105:15 107:20	
			sworn/affirmed 8:17 106:11	
				T
			T 1:21 2:19 8:19 106:5 106:21	
			table 14:8	
			take 6:19 10:3 44:3 47:10 55:12 59:4,8 60:20 62:12 64:24	

Atkinson-Baker, Inc.

www.depo.com

Page 6

78:16 79:22 80:12 87:9 93:17,17,19,24 94:1 98:10 taken 2:15 7:21 44:8 49:19 80:3 98:14 105:8 107:3 talk 32:4,23 46:12 66:7 67:18 talking 43:3 67:2,6,15 69:23 72:20,21 75:13 talks 7:2 tall 91:18 taller 91:23 tangible 102:19 teleconference 16:10 26:18 telephone 51:6 tell 5:20,21,24 6:5 10:2 10:23 21:15 28:1 29:4 29:23 30:7,10,13,16 31:17,20 36:18 47:5 51:3,5,8 54:2 62:18 63:1,9 64:6 65:9,16 67:3 73:21 74:1 75:15 76:24 90:25 telling 62:3 terms 22:25 Teske 3:17 8:5,6 11:20 12:17,22 13:11 14:21 15:3,6,22 16:2 17:7,8 18:21 19:3 21:5 24:24 25:4 26:7,14 28:17,24 29:20 30:22 31:12,22 31:24 33:1 34:4,24 35:14 36:4,6,13 37:10 37:22,24 38:2,22,24 39:4,6,18 40:1 41:9,11 41:22 42:23 43:7,9 44:3 46:16,24 47:8,17 47:23 48:9,12,16 49:10,15,24 50:1,6,12 50:19 51:16 52:7,14 53:8,12,19 54:9 55:18 55:20 56:2,7,16 57:5 57:10,13,25 58:4,13 58:15,17 59:16,25 60:6,22 61:2,10,18,21 62:6,9,13,20 63:1,18 63:23 64:3,8,22,25 65:11,18,23 66:17,24 67:9 68:2,14 69:1,10 70:1 71:3,14,20 72:3,8 73:1,10,15,23 74:4,14 74:19,24 75:5,18 76:4 77:4,10,16,21 78:6,18 78:20 79:1,10 81:4,13 81:20,24 82:2,16 83:1 83:3,8,14,20 84:14 85:7,14,22 86:6,21,25 87:7,13 88:2,20 89:4,9 89:16 90:20 91:3,24 92:7 93:15 94:3,15 95:9,13,19,24 96:4,14 96:18 97:7,14,21 98:8 99:5,13,20 100:1,3,10 100:16,21 101:13,23 102:2,6,9,12 103:1,5 103:23 104:2	testified 35:8 68:3,4 72:12 86:15 testifies 8:20 testify 44:23 testifying 35:7 106:11 testimony 17:13 25:11 27:20 33:7 37:2 45:9 47:20 67:23 71:13 73:22 98:20,22 101:10 105:8,12 106:10,13 107:3 texts 43:11,13 Thank 8:11 26:13,14,15 55:20 103:23,24,25 104:1,2 thin 91:21 thing 22:9 24:6,7,21 26:5 34:22 62:2,4 72:21,23 73:21 74:2,11 75:4 78:11 94:11 98:4 99:1 99:2,11 things 15:14 23:10 25:24 62:16 70:9,10 71:1,12 71:23 72:1 99:18 102:19 think 16:21 17:10 18:9 18:11 20:6,8,9,16,21 22:9,12 24:21 25:7 69:22 70:24 71:18 75:2 76:17 92:12 99:21 103:10 thinking 5:15 11:11 102:17 third 3:16 18:19 81:8 thought 24:8 58:4 72:16 three 10:8 80:16 Tide 82:3 86:14,19 87:4 tied 22:14,18 ties 21:21 time 7:10 9:2 12:7 14:19 23:4 27:1 30:25 31:6 32:4,11,12 36:24 39:24 40:10 41:3,5,6 42:8,10 46:5 61:1,9 65:2 83:19 86:2,4,24 87:3 88:14,16,17 90:17 98:3,13,16,25 99:16 101:24 104:9 times 14:1,2 27:4 42:11 42:14 47:21 93:14,22 title 54:13,19 81:10 94:5 titled 4:23 89:19 90:4 today 12:15 13:9 25:8 35:7 37:3 43:24 46:23 54:2 73:22 95:7 99:2 100:24 101:5 told 28:3 29:17 46:21 50:22 51:1 62:16 65:24 71:10 73:13,20 74:10 top 80:19 topic 6:21 18:19 98:5 100:20 103:20 topics 18:17 training 10:4,6 transcript 9:7 101:2,8 105:7,10 106:12 107:3 translates 24:16	translation 10:8 83:23 true 105:11 106:12 trust 13:25 28:16,19,19 28:23 29:2,3 70:16,18 72:18 trusted 28:15 29:3 72:13 trusts 70:18 try 23:10 25:22,22 32:17 41:1,3 98:3 103:18,19 104:1 trying 11:17 16:24 18:12 24:12 26:1 70:22 72:23 79:3,5 102:17 turn 56:13 59:14 Twenty-nine 9:19 two 17:17 18:18 48:11 56:10 59:14 60:3 65:5 66:1 two-page 4:23 89:19 90:3 typical 11:19 typing 48:17	want 9:6 17:4 18:15 25:20 51:11 63:7 66:8 70:8 71:1,11,12,24 72:1 73:5,8 76:19,22 77:2 78:10,13 80:19 81:11 82:12 83:13 85:1 86:1 87:12 88:13 89:1 90:1 91:12 92:13 93:1 94:1 95:12 96:13 97:1 98:1 99:12 100:13 101:1 102:1 103:14 104:15 105:1 106:1 107:16 108:17 109:1 110:1 111:18 112:19 113:1 114:1 115:1 116:1 117:1 118:1 119:1 120:1 121:1 122:1 123:1 124:1 125:1 126:1 127:1 128:1 129:1 130:1 131:1 132:1 133:1 134:1 135:1 136:1 137:1 138:1 139:1 140:1 141:1 142:1 143:1 144:1 145:1 146:1 147:1 148:1 149:1 150:1 151:1 152:1 153:1 154:1 155:1 156:1 157:1 158:1 159:1 160:1 161:1 162:1 163:1 164:1 165:1 166:1 167:1 168:1 169:1 170:1 171:1 172:1 173:1 174:1 175:1 176:1 177:1 178:1 179:1 180:1 181:1 182:1 183:1 184:1 185:1 186:1 187:1 188:1 189:1 190:1 191:1 192:1 193:1 194:1 195:1 196:1 197:1 198:1 199:1 200:1 201:1 202:1 203:1 204:1 205:1 206:1 207:1 208:1 209:1 210:1 211:1 212:1 213:1 214:1 215:1 216:1 217:1 218:1 219:1 220:1 221:1 222:1 223:1 224:1 225:1 226:1 227:1 228:1 229:1 220:1 221:1 222:1 223:1 224:1 225:1 226:1 227:1 228:1 229:1 230:1 231:1 232:1 233:1 234:1 235:1 236:1 237:1 238:1 239:1 230:1 231:1 232:1 233:1 234:1 235:1 236:1 237:1 238:1 239:1 240:1 241:1 242:1 243:1 244:1 245:1 246:1 247:1 248:1 249:1 240:1 241:1 242:1 243:1 244:1 245:1 246:1 247:1 248:1 249:1 250:1 251:1 252:1 253:1 254:1 255:1 256:1 257:1 258:1 259:1 250:1 251:1 252:1 253:1 254:1 255:1 256:1 257:1 258:1 259:1 260:1 261:1 262:1 263:1 264:1 265:1 266:1 267:1 268:1 269:1 260:1 261:1 262:1 263:1 264:1 265:1 266:1 267:1 268:1 269:1 270:1 271:1 272:1 273:1 274:1 275:1 276:1 277:1 278:1 279:1 270:1 271:1 272:1 273:1 274:1 275:1 276:1 277:1 278:1 279:1 280:1 281:1 282:1 283:1 284:1 285:1 286:1 287:1 288:1 289:1 280:1 281:1 282:1 283:1 284:1 285:1 286:1 287:1 288:1 289:1 290:1 291:1 292:1 293:1 294:1 295:1 296:1 297:1 298:1 299:1 290:1 291:1 292:1 293:1 294:1 295:1 296:1 297:1 298:1 299:1 300:1 301:1 302:1 303:1 304:1 305:1 306:1 307:1 308:1 309:1 300:1 301:1 302:1 303:1 304:1 305:1 306:1 307:1 308:1 309:1 310:1 311:1 312:1 313:1 314:1 315:1 316:1 317:1 318:1 319:1 310:1 311:1 312:1 313:1 314:1 315:1 316:1 317:1 318:1 319:1 320:1 321:1 322:1 323:1 324:1 325:1 326:1 327:1 328:1 329:1 320:1 321:1 322:1 323:1 324:1 325:1 326:1 327:1 328:1 329:1 330:1 331:1 332:1 333:1 334:1 335:1 336:1 337:1 338:1 339:1 330:1 331:1 332:1 333:1 334:1 335:1 336:1 337:1 338:1 339:1 340:1 341:1 342:1 343:1 344:1 345:1 346:1 347:1 348:1 349:1 340:1 341:1 342:1 343:1 344:1 345:1 346:1 347:1 348:1 349:1 3
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Page 7

17 56:24 59:21 18 5:20 18-cv-2185 1:6 2:6 7:15 1st 12:19 27:22	62 5:20 64 5:21 64105 3:10 646.218.7517 3:18 65 5:23 6:4 67 6:7 68 6:10		
<hr/> 2 <hr/>		<hr/> 7 <hr/>	
2 4:11 5:9,19 6:14,15 44:12,21,25 48:24 80:5,25 82:12 83:12 84:6 85:1 87:21 104:5 2:09 98:16 2:15 104:7,9 20 105:16,22 107:21,25 2018 11:7 12:5,14 13:9 14:19 92:19 2019 1:15 2:10,16 4:1 5:1 6:1 7:9 12:20 14:14 27:23 35:9,18 35:21 36:11 40:7 42:12 43:6,14 47:21 61:15 80:2,8 83:13 97:25 102:1,23 104:8 105:9 106:19 107:3 203.489.1233 3:6 21 5:19 6:10 23 1:15 2:10 4:1 5:1 6:1 23rd 7:9 80:2,7 88:15 104:7 105:9 107:3 24 2:16 25th 63:14 26th 12:20 43:17 46:4 61:15 63:12 69:25 70:7 73:9 97:25 2700 3:10 276 90:3 276-77 4:23 89:21 277 90:3 288-3376 1:19	8 4:5 5:23 6:10 800 1:19 816.256.3181 3:12 88 4:20 89 4:23	9 6:14 90 17:10 98 6:21	
<hr/> 3 <hr/>			
3 4:13 5:20 55:3,11,12 55:18,19,21 56:13 61:1,8 86:10 30th 92:19 35 3:4			
<hr/> 4 <hr/>			
4 4:15 5:21 55:7,11 59:5 59:5 60:17 61:1,8 42 80:18 42-44 4:18 79:20 43 80:18 44 4:10,11 80:18 45 5:7 46 5:9 4th 106:19			
<hr/> 5 <hr/>			
5 4:17 5:23 6:21 79:17 80:11 83:21 87:17,23 5:00 88:15 55 4:13,15 5F 56:25 59:22			
<hr/> 6 <hr/>			
6 4:20 5:21 6:4 88:6,11 605 3:16			

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